

**HB161 ENROLLED**



1 G8ZR62-2  
2 By Representative Faulkner  
3 RFD: Insurance  
4 First Read: 21-Mar-23  
5  
6 2023 Regular Session



## HB161 Enrolled

1 Enrolled, An Act,

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A BILL

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TO BE ENACTED

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AN ACT

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8 Relating to the Insurance Department; to amend Section  
9 27-2-29 of the Code of Alabama 1975, to authorize the  
10 department to post notice of hearings for the consideration of  
11 matters which would otherwise require separate notices to more  
12 than 50 persons on a website maintained by the department; and  
13 to require the department to post notices of hearings held for  
14 consideration of rules of the commissioner on a website  
15 maintained by the department and to publish the notices in the  
16 Alabama Administrative Monthly.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18 Section 1. Section 27-2-29, Code of Alabama 1975, is  
19 amended to read as follows:

20 "§27-2-29

21 (a) (1) Except where a longer period of notice is  
22 provided by other provisions of this title relative to  
23 particular matters, not less than 10 days in advance the  
24 commissioner shall give notice of the time and place of the  
25 hearing, stating the matters to be considered ~~thereat~~. If the  
26 persons to be given notice are not specified in the provision  
27 pursuant to which the hearing is held, the commissioner shall  
28 give ~~such~~ the notice to all persons whose pecuniary interests



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29 are to be directly and immediately affected by ~~such~~ the  
30 hearing.

31 ~~(b) (2) If any such a~~ hearing is to be held for  
32 consideration ~~of rules and regulations of the commissioner or~~  
33 ~~for the consideration~~ of ~~other~~ matters which under this  
34 subsection ~~(a) of this section~~ would otherwise require  
35 separate notices to more than 50 persons, in lieu of the  
36 notice required under ~~such~~ this subsection, the commissioner  
37 ~~may give post a~~ notice of the hearing ~~by publication thereof~~  
38 ~~in two or more newspapers of general circulation in this state~~  
39 ~~at least once each week during the four weeks immediately~~  
40 ~~preceding the week in which the hearing is to be held. The~~  
41 ~~published notice shall state the time and place of the hearing~~  
42 ~~and shall specify the matters to be considered thereat~~ for at  
43 least 30 days prior to the date of the hearing on a website  
44 maintained by the department.

45 (b) If a hearing is to be held for consideration of  
46 rules of the commissioner, notice shall be posted for at least  
47 35 days prior to the date of the hearing on a website  
48 maintained by the department and by publication in the Alabama  
49 Administrative Monthly.

50 (c) (1) The notices provided for by this section shall  
51 state the time and place of the hearing and shall specify the  
52 matters to be considered at the hearing.

53 (2) All ~~such~~ of the notices, other than published  
54 notices, shall be given as provided in Section 27-2-18.

55 (d) This section does not apply as to hearings provided  
56 for in Chapter 13 of this title."



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57           Section 2. This act shall become effective immediately  
58 following its passage and approval by the Governor, or its  
59 otherwise becoming law.



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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 11-Apr-23.

John Treadwell  
Clerk

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Senate **27-Apr-23**

Passed

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House **09-May-23**

Concurred in  
Senate amendment