

House Insurance Reported Substitute for SB138



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SYNOPSIS:

A BILL
TO BE ENACTED
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

"§27-2-29

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



House Insurance Reported Substitute for SB138

29 give ~~such~~ the notice to all persons whose pecuniary interests
30 are to be directly and immediately affected by ~~such~~ the
31 hearing.

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

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

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

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

56 (d) This section does not apply as to hearings provided



House Insurance Reported Substitute for SB138

57 for in Chapter 13 of this title."

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