

House Bill 375

By: Representative Williamson of the 115th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to
2 insurance generally, so as to provide for cancellations under certain circumstances relating
3 to policy terms that permit an audit or rate investigation and noncompliance by the insured;
4 to provide for related matters; to provide for applicability; to repeal conflicting laws; and for
5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to insurance
9 generally, is amended by adding a new subsection to Code Section 33-24-44, relating to
10 cancellation of policies generally, to read as follows:

11 "(d.2) If the terms of a policy permit an audit or rate investigation and the insured fails to
12 submit to or allow an audit or rate investigation for the current or most recently expired
13 term, the insurer may, after two documented efforts to notify the policyholder of potential
14 cancellation, send via certified mail or statutory overnight delivery, return receipt
15 requested, written notice to the named insured at least ten days prior to the effective date
16 of cancellation in lieu of the number of days' notice otherwise required by law; provided,
17 however, that no cancellation notice shall be mailed within 20 days of the first documented
18 effort to notify the policyholder of potential cancellation."

19 **SECTION 2.**

20 This Act shall be applicable to policies issued or renewed on or after July 1, 2013.

21 **SECTION 3.**

22 All laws and parts of laws in conflict with this Act are repealed.