

House Bill 840

By: Representatives Golick of the 40th, Smith of the 134th, Maxwell of the 17th, and Shaw of the 176th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 33-2-24 of the Official Code of Georgia Annotated, relating to the
2 Commissioner's enforcement of the title rules, regulations, and orders, issuance of orders
3 without hearings, civil actions, criminal violations, and penalties relative to insurance, so as
4 to clarify persons under the authority of the Commissioner and subject to penalties under
5 Title 33; to provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 33-2-24 of the Official Code of Georgia Annotated, relating to Commissioner's
9 enforcement of the title rules, regulations, and orders, issuance of orders without hearings,
10 civil actions, criminal violations, and penalties relative to insurance, is amended by revising
11 paragraph (g) to read as follows:

12 "(g) In addition to all other penalties provided for under this title, the Commissioner shall
13 have the authority:

14 (1) To to place any insurer, agent, broker, counselor, solicitor, administrator, or adjuster
15 person duly licensed or registered under this title on probation for a period of time not to
16 exceed one year for each and every act in violation of this title or of the rules, ~~and~~
17 regulations, or orders of the Commissioner; and ~~may~~

18 (2) To subject such insurer, agent, broker, counselor, solicitor, administrator, or adjuster
19 any person duly licensed or registered or that should be licensed or registered under this
20 title to a monetary penalty of up to \$2,000.00 for each and every act in violation of this
21 title or of the rules, regulations, or orders of the Commissioner, unless ~~the insurer, agent,~~
22 ~~broker, counselor, solicitor, administrator, or adjuster~~ such person knew or reasonably
23 should have known he or she was in violation of this title or of the rules, ~~and~~ regulations,
24 or orders of the Commissioner, in which case the monetary penalty provided for in this
25 ~~subsection~~ paragraph may be increased to an amount up to \$5,000.00 for each and every
26 act in violation."

27

SECTION 2.

28 All laws and parts of laws in conflict with this Act are repealed.