

The Senate Insurance and Labor Committee offered the following substitute to HB 840:

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:

**SECTION 1.**

7  
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 under this title on probation for a period of time not to exceed one  
16 year for each and every act in violation of this title or of the rules, ~~and~~ regulations, or  
17 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 that should be licensed under this title to a monetary penalty  
20 of up to \$2,000.00 for each and every act in violation of this title or of the rules,  
21 regulations, or orders of the Commissioner, unless ~~the insurer, agent, broker, counselor,~~  
22 ~~solicitor, administrator, or adjuster~~ such person knew or reasonably should have known  
23 he or she was in violation of this title or of the rules, ~~and~~ regulations, or orders of the  
24 Commissioner, in which case the monetary penalty provided for in this ~~subsection~~  
25 paragraph may be increased to an amount up to \$5,000.00 for each and every act in  
26 violation."

