

The Senate Committee on Insurance and Labor offered the following substitute to HB 303:

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to
2 permit motor vehicle insurance companies to offer a reduction in premium to qualified active
3 duty military service members for motor vehicle insurance policies; to amend Chapter 25 of
4 Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to require
5 annual notification to policy owners and requested beneficiaries of the existence of such
6 policies; to require insurers to review the National Association of Insurance Commissioners
7 life insurance policy locator on an annual basis; to provide for reporting; to provide for rules
8 and regulations; to provide for a sunset provision for reporting requirements; to provide for
9 related matters; to provide for a short title; to provide for effective dates; to repeal conflicting
10 laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 **SECTION 1.**

13 This Act shall be known and may be cited as the "Jaida Act."

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SECTION 2.

15 Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended in
16 Chapter 9, relating to regulation of rates, underwriting rules, and related organizations, by
17 adding a new Code section to read as follows:

18 "33-9-43.1.

19 (a) As used in this Code section, the term:

20 (1) 'Active duty military service member' means full-time duty status in the military of
21 the United States, including members of the National Guard or reserve components of the
22 armed forces on active duty orders.

23 (2) 'Proof of financial responsibility' means proof of ability to respond in damages for
24 liability on account of accidents occurring subsequent to the effective date of said proof
25 in the amounts specified in subparagraph (a)(1)(A) of Code Section 33-7-11.

26 (3) 'Resident' means any service member of the United States military stationed in
27 Georgia or who lists Georgia as his or her home of record.

28 (b) For each personal or family-type policy of private passenger motor vehicle insurance
29 issued, delivered, issued for delivery, or renewed on or after July 1, 2022, there may be
30 offered by the insurer a reduction in the premium for motor vehicle liability, first-party
31 medical, and collision coverage for each named driver, as listed on the policy application
32 or provided in information subsequent to such application, of each motor vehicle covered
33 by such policy, if that driver:

34 (1) Is an active duty military service member; and

35 (2) Is a driver whose use of the automobile is considered by the insurer in determining
36 the applicable classification.

37 (c) Proof of meeting the requirements for the reduction provided by this Code section shall
38 be provided annually to the insurer by the insured policyholder, if such proof is required
39 by the insurer, upon such forms as the insurer may require. The premium reduction

40 permitted by this Code section shall be approved by the Commissioner and reflected in the
41 insurer's automobile rating plan."

42 **SECTION 3.**

43 Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance,
44 is amended by adding a new Code section to read as follows:

45 "33-25-14.1.

46 (a) Every insurer licensed to transact life insurance or annuity policies in this state shall
47 provide an annual disclosure of the existence of such policy to the owner of such policy.
48 Such disclosure shall be delivered in person or by depositing the notice in the United States
49 Postal Service mails to be dispatched by at least first-class mail to the last address of record
50 of the policy owner with such insurer receiving the receipt provided by the United States
51 Postal Service or such other evidence of mailing as prescribed or accepted by the United
52 States Postal Service.

53 (b) The initial annual disclosure shall be provided on or before the later of one year from
54 the effective date of such policy or one year from the effective date of Section 3 of this Act.

55 (c) Every insurer described in subsection (a) of this Code section shall also provide such
56 disclosure to each additional party as may be reasonably chosen by the policy owner to
57 receive such notification, in accordance with rules and regulations promulgated by the
58 Commissioner.

59 (d) Notwithstanding subsections (a) and (c) of this Code section, no insurer shall be
60 required to provide the disclosure described in such subsections unless such policy was
61 paid up in full for the entirety of the preceding year.

62 (e) Every insurer described in subsection (a) of this Code section shall, on at least an
63 annual basis, review the National Association of Insurance Commissioners life insurance
64 policy locator service for policyholder matches and retain reports from such searches until

65 December 31, 2025. Such insurer shall notify the owner or beneficiary within 90 days of
66 discovery of such policyholder match.

67 (f) Every insurer shall maintain such reports required under subsection (e) of this Code
68 section and submit such reports to the department in accordance with rules and regulations
69 promulgated by the Commissioner. This subsection shall stand repealed on
70 December 31, 2025.

71 (g) The Commissioner is authorized to enforce this Code section and, in doing so, to
72 exercise the powers granted to the Commissioner by Code Section 33-2-24 and any other
73 provisions of this title."

74 **SECTION 4.**

75 Sections 1 and 2 of this Act shall become effective January 1, 2022. Section 3 of this Act
76 shall become effective upon the Governor's approval of this Act or upon its becoming law
77 without such approval.

78 **SECTION 5.**

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