

SB 479

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

Regular Session, 2002



ENROLLED

SENATE BILL NO. 479

(By Senators Minard and Kessler)



PASSED March 8, 2002

In Effect 90 days from Passage

FILED

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Senate Bill No. 479

(BY SENATORS MINARD AND KESSLER)

[Passed March 8, 2002; in effect ninety days from passage.]

AN ACT to amend and reenact section thirty-four, article six, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating generally to insurance policies; increasing the fees for form and rate filings; imposing a fee for rule filings; and specifying effective date.

Be it enacted by the Legislature of West Virginia:

That section thirty-four, article six, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 6. THE INSURANCE POLICY.

§33-6-34. Fee for form, rate and rule filing.

- 1 (a) A fee of fifty dollars for every form filing and
- 2 seventy-five dollars for every rate or rule filing shall be
- 3 submitted with each filing. If a form filing or rate or rule

4 filing is made on behalf of more than one insurer, other
5 than a filing made by a rating organization licensed by the
6 commissioner pursuant to section six, article twenty of this
7 chapter, the fee shall be submitted as if the filing were
8 made by each individual insurer. Fees submitted pursuant
9 to this section shall not be refunded if the form filing or
10 rate or rule filing, for which the fee was submitted, is
11 disapproved, in whole or in part, by the commissioner.
12 The refiling of a form filing or rate or rule filing previously
13 disapproved by the commissioner shall be considered a
14 new filing for the purposes of the filing fee: *Provided*, That
15 any request by the commissioner for additional informa-
16 tion pertaining to a form filing shall not be considered a
17 new filing for purposes of the filing fee. All fees collected
18 pursuant to this section shall be used by the commissioner
19 for the operation of the division of insurance.

20 (b) This section as amended in the year two thousand
21 two applies to filings submitted after the thirtieth day of
22 June, two thousand two. When there is a refiling after that
23 date of a filing denied before the first day of July, two
24 thousand two, the new filing fee structure applies and the
25 fee shall be remitted when the form, rate or rule is refiled
26 after the thirtieth day of June, two thousand two.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Handwritten Signature]
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Chairman Senate Committee

[Handwritten Signature]
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Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

[Handwritten Signature]
.....
Clerk of the Senate

[Handwritten Signature]
.....
Clerk of the House of Delegates

[Handwritten Signature]
.....
President of the Senate

[Handwritten Signature]
.....
Speaker House of Delegates

The within ^{is} approved this the 27th
Day of March, 2002.

[Handwritten Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/25/02

Time 11:15 am