

HB 2266

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SENATE AND HOUSE OF DELEGATES

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1995



# ENROLLED

HOUSE BILL No. 2266

(By Delegates Gallagher, Douglas, Walters,  
Hutchins, Louissos + Kominar)



Passed March 2, 1995

In Effect 90 Days From Passage



ENROLLED

**H. B. 2266**

(BY DELEGATES GALLAGHER, DOUGLAS, WALTERS, HUTCHINS,  
LOUISOS AND KOMINAR)

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[Passed March 2, 1995; in effect ninety days from passage.]

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AN ACT to amend and reenact section eleven, article twelve, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, all relating to insurance; agents, brokers, solicitors and excess lines; and excess line broker's affidavit and report.

*Be it enacted by the Legislature of West Virginia:*

That section eleven, article twelve, 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 12. AGENTS, BROKERS, SOLICITORS AND EXCESS  
LINE.**

**§33-12-11. Excess line broker's reporting requirements.**

1 On or before the first day of March, one thousand nine  
2 hundred ninety-six, and on or before the first day of  
3 March thereafter, each excess line broker shall file, on a  
4 form prescribed by the commissioner, a report under oath,  
5 setting forth facts from which it may be determined  
6 whether the requirements of section ten of this article have  
7 been met with respect to each excess line policy procured  
8 by the excess line broker during the preceding calendar  
9 year. Such report shall include, but not be limited to, the  
10 following:

11 (a) Name and address of the insurer;

12 (b) Number of the policy issued;

13 (c) Name and address of the insured;

14 (d) Nature and amount of liability assumed by the  
15 insurer;

16 (e) Premium, and premium rate if applicable;

17 (f) Other information reasonably required by the  
18 commissioner.

19 The commissioner shall promulgate rules pursuant to  
20 the provisions of section one, article one, chapter  
21 twenty-nine-a of this code, specifying the reporting forms  
22 required by this section prior to the first day of August,  
23 one thousand nine hundred ninety-five.

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

Randy Schoonover  
Chairman Senate Committee

Ernest C. Moore  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Parrell Edwards  
Clerk of the Senate

Donald J. Kapp  
Clerk of the House of Delegates

Earl Ray Tomblin  
President of the Senate

Robert Coburn  
Speaker of the House of Delegates

The within is approved this the 14<sup>th</sup>  
day of March, 1995.

Gaston Caperton  
Governor



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Date 3/8/95  
Time 2:14 pm