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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2001

ENROLLED

House Bill No. 2823

(By Delegate Beane)

Passed April 14, 2001

In Effect Ninety Days from Passage

FILED

2001 APR 30 P 4: 42

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

H. B. 2823

(BY DELEGATE BEANE)

[Passed April 14, 2001; in effect ninety days from passage.]

AN ACT to amend article two, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section ten-a, relating to empowering the insurance commissioner, by order, to suspend and replace deadlines for steps in the claims settlement process that are imposed by legislative rule.

Be it enacted by the Legislature of West Virginia:

That article two, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section ten-a, to read as follows:

ARTICLE 2. INSURANCE COMMISSIONER.

§33-2-10a. Insurance emergencies — suspension of deadlines.

- 1 Upon finding that an insurance emergency has occurred, the
- 2 commissioner, by order, may suspend any deadlines established
- 3 by rule that apply to actions taken in the course of evaluating or

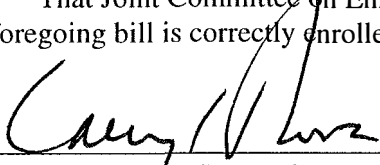
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Enr. H. B. 2823]

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4 settling claims and, may establish new deadlines in place of
5 those that have been suspended. For purposes of this section,
6 “insurance emergency” means an event, either natural or man-
7 made, which in the opinion of the commissioner is reasonably
8 likely to produce a volume of claims, for a particular place and
9 time, that significantly exceeds the number of claims normally
10 arising in that place and for that time. The commissioner shall
11 limit the order to accommodate the anticipated increase in
12 claims by specifying the geographic area in which claims to
13 which the new deadlines apply arise, the time period during
14 which the claims arise, the cause or nature of the claims, the
15 relative priority of the claims or other characteristics of the
16 claims that the commissioner considers appropriate.

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



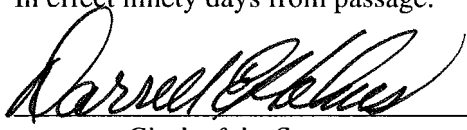
Chairman Senate Committee



Chairman House Committee

Originating in the House.

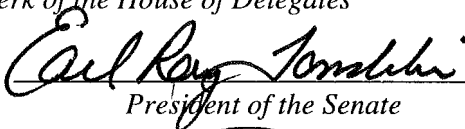
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Clerk of the Senate



Clerk of the House of Delegates

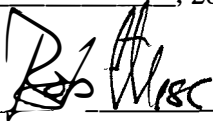


President of the Senate



Speaker of the House of Delegates

The within is approved this the 30th
day of April, 2001.



Governor

PRESENTED TO THE

GOVERNOR

Date 4/26/01

Time 4:25 pm