

BEFORE THE COMMISSIONER OF INSURANCE

STATE OF GEORGIA

IN THE MATTER OF:

**CHAPTER 120-2-72-.05
PARTICIPATION IN FUND**

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DOCKET NUMBER I-16-I-3

ORDER

I. STATEMENT OF PROCEEDINGS

On November 9, 2016, a Notice of Hearing and Intent to Adopt Rule Changes was given regarding proposed amendments to Regulation Chapter 120-2-72-.05 entitled "Participation in Fund," (Record, Exhibit 1). The purpose of the proposed amendments is to revise and update the Special Insurance Fraud Fund's assessment schedule.

By letter dated November 9, 2016, the Office of the Attorney General opined that the proposed amendments are within this office's scope of authority. (Record, Exhibit 5) Pursuant to O.C.G.A. §50-13-4(e), the proposed amendments were sent to Wayne R. Allen, Legislative Counsel for the General Assembly, for assignment to the appropriate standing committees of the Senate and House of Representatives and were assigned accordingly. (Record, Exhibits 6 and 7).

II. CONSIDERATION OF EVIDENCE ADMITTED AT THE HEARING

Interested persons were given the opportunity to participate in the proposed rulemaking by submitting their written comments by December 9, 2016, and by making oral comments at the public hearing held December 12, 2016. No written comments were submitted and no persons outside of the employ of this office attended the hearing. Linda Brooks, Director of the Premium Tax Division of this office, spoke at the hearing in favor of the proposed amendments.

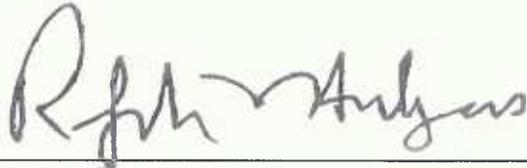
According to Ms. Brooks, the Special Insurance Fraud Fund's assessment schedule needs to be

updated to more accurately and equitably reflect the insurance business currently being conducted in this state.

III. DECISION

WHEREAS no written or oral comments were offered in opposition to the proposed amendments, and **WHEREAS**, this office finds the comments offered by Ms. Brooks in support of the proposed amendments persuasive, **IT IS HEREBY ORDERED** that the proposed amendments to Regulation Chapter 120-2-72-.05 entitled "Participation in Fund" a copy of which is attached hereto and made a part by reference, are **HEREBY ADOPTED**.

Given under my Hand and Seal this 12th day of December, 2016.



RALPH T. HUDGENS
INSURANCE AND SAFETY FIRE COMMISSIONER
STATE OF GEORGIA

