



General Assembly

January Session, 2025

Raised Bill No. 6434

LCO No. 3569



Referred to Committee on INSURANCE AND REAL ESTATE

Introduced by:
(INS)

***AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS'
RECOMMENDATIONS FOR TECHNICAL REVISIONS TO THE
INSURANCE-RELATED STATUTES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 38a-16 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (a) (1) The Insurance Commissioner or the commissioner's authorized
5 representative may, as often as the commissioner deems necessary,
6 conduct investigations and hearings in aid of any investigation on any
7 matter under the provisions of this title. Pursuant to any such
8 investigation or hearing, the commissioner or the commissioner's
9 authorized representative may issue data calls [] and subpoenas,
10 administer oaths, compel testimony, order the production of books,
11 records, papers and documents [] and examine books and records. Any
12 person in receipt of an order from the commissioner or the
13 commissioner's authorized representative for the production of books,
14 records, papers or documents shall comply with the order not later than

15 thirty calendar days after the date of such order. If any person refuses
16 to allow the examination of books and records, to appear, to testify or to
17 produce any book, record, paper or document when so ordered, a judge
18 of the Superior Court, upon application of the commissioner or the
19 commissioner's authorized representative, may make such order as may
20 be appropriate to aid in the enforcement of this section.

21 (2) Data provided in response to a data call under this section shall
22 not be subject to disclosure under section 1-210.

23 Sec. 2. Subsection (a) of section 38a-297 of the general statutes is
24 repealed and the following is substituted in lieu thereof (*Effective from*
25 *passage*):

26 (a) For the purposes of sections 38a-295 to 38a-300, inclusive, a policy
27 shall be deemed readable if: (1) The text achieves a minimum score of
28 forty-five on the Flesch reading ease test as computed in section 38a-298
29 or an equivalent score on any other test comparable in result and
30 approved by the commissioner, (2) it is printed, except for specification
31 pages, schedules and tables, in not less than ten-point type, one-point
32 leaded, of a height and style specified by the commissioner in
33 regulations adopted in accordance with the provisions of chapter 54, (3)
34 it uses layout and spacing which separate the paragraphs from each
35 other and from the border of the paper, (4) it has section titles captioned
36 in boldface type or which otherwise stand out significantly from the
37 text, (5) it avoids the use of unnecessarily long, complicated or obscure
38 words, sentences, paragraphs or constructions, (6) the style,
39 arrangement and overall appearance of the policy give no undue
40 prominence to any portion of the text of the policy or to any
41 endorsements or riders, and (7) it contains a table of contents or an index
42 of the principal sections of the policy, if the policy has more than three
43 thousand words or if the policy has more than three pages. To be
44 deemed readable, each policy of individual health insurance shall
45 include a separate outline of coverage showing the major coverage,
46 benefit, exclusion and renewal provisions of the policy in readily

47 understandable terms, provided the policy shall take precedence over
48 the outline of coverage.

49 Sec. 3. Subdivision (1) of subsection (b) of section 38a-556 of the
50 general statutes is repealed and the following is substituted in lieu
51 thereof (*Effective from passage*):

52 (b) (1) The board of directors of the association shall be made up of
53 nine individuals selected by participating members, subject to approval
54 by the commissioner, two of whom shall be appointed by the
55 commissioner on or before July 1, 1993, to represent health care centers.
56 To select the initial board of directors, and to initially organize the
57 association, the commissioner shall give notice to all members of the
58 time and place of the organizational meeting. In determining voting
59 rights at the organizational meeting, each member shall be entitled to
60 vote in person or by proxy. The vote shall be a weighted vote based
61 upon the net health insurance premium derived from this state in the
62 previous calendar year. If the board of directors is not selected within
63 sixty days after notice of the organizational meeting, the commissioner
64 may appoint the initial board. In approving or selecting members of the
65 board, the commissioner may consider, among other things, whether all
66 members are fairly represented. Members of the board may be
67 reimbursed from the moneys of the association for expenses incurred by
68 them as members, but shall not otherwise be compensated by the
69 association for their services.

70 Sec. 4. Subsection (d) of section 38a-790 of the general statutes is
71 repealed and the following is substituted in lieu thereof (*Effective from*
72 *passage*):

73 (d) For purposes of this section and section 38a-769:

74 (1) "Motor vehicle" has the same meaning as provided in section 14-
75 1; and

76 (2) "Motor vehicle physical damage appraiser" means any person,

77 partnership, association, limited liability company or corporation that
78 practices as a business the appraising of damages to motor vehicles
79 insured under automobile physical damage policies or on behalf of
80 third-party claimants.

81 Sec. 5. Subsection (c) of section 38a-792 of the general statutes is
82 repealed and the following is substituted in lieu thereof (*Effective from*
83 *passage*):

84 (c) Any person who violates any provision of this section shall be
85 fined not more than two thousand dollars or imprisoned not more than
86 one year, or both.

87 Sec. 6. Section 14-67h of the general statutes is repealed and the
88 following is substituted in lieu thereof (*Effective from passage*):

89 As used in this part, sections 14-103a, 14-149, 14-152, [and] 14-184 [,]
90 and subsection (b) of section 14-196, [and section 38a-356,] "major
91 component parts" has the same meaning as provided in subdivision (2)
92 of subsection (a) of section 14-149a.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	38a-16(a)
Sec. 2	<i>from passage</i>	38a-297(a)
Sec. 3	<i>from passage</i>	38a-556(b)(1)
Sec. 4	<i>from passage</i>	38a-790(d)
Sec. 5	<i>from passage</i>	38a-792(c)
Sec. 6	<i>from passage</i>	14-67h

Statement of Purpose:

To make technical revisions to insurance-related statutes.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]