

Senate Bill 236

By: Senators Jones of the 25th, Murphy of the 27th, Harper of the 7th, Tippins of the 37th,  
Ginn of the 47th and others

**AS PASSED**

A BILL TO BE ENTITLED  
AN ACT

1 To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to  
2 require insurers issuing accident and sickness policies in this state to indicate on their  
3 premium statement to consumers the amount of the premium increase, if any, attributable to  
4 the Patient Protection and Affordable Care Act; to provide for related matters; to repeal  
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended by  
9 revising Code Section 33-29-22, relating to notice of premium increase, as follows:

10 "33-29-22.

11 (a) Notice of any premium increase shall be mailed or delivered to each holder of an  
12 individual accident and sickness insurance policy not less than 60 days prior to the  
13 effective date of such increase.

14 (b) Concurrently with any notice of premium increase or offer of new coverage because  
15 of discontinuance or termination of an existing plan of coverage, an insurer shall provide  
16 an estimate as to the amount or percentage of any premium increase which is attributable  
17 to the Patient Protection and Affordable Care Act. Such notices shall include the following  
18 statement: 'These increases are due to the federal Patient Protection and Affordable Care  
19 Act and not the enactment of any laws or regulations of the Governor of Georgia, the  
20 Georgia General Assembly, or the Georgia Department of Insurance.' This paragraph shall  
21 stand repealed on December 31, 2014.'

22 **SECTION 2.**

23 Said title is further amended by revising Code Section 33-30-13, relating to notice of  
24 premium increases to be mailed or delivered to group policyholder, as follows:

25 "33-30-13.

26 (a) Notice of the maximum amount of a group premium increase shall be mailed or  
27 delivered to the group policyholder and to each employer group or subgroup insured under  
28 the group policy not less than 60 days prior to the effective date of the premium increase.

29 (b) Concurrently with any notice of premium increase or offer of new coverage because  
30 of discontinuance or termination of an existing plan of coverage, an insurer shall provide  
31 an estimate as to the amount or percentage of any premium increase which is attributable  
32 to the Patient Protection and Affordable Care Act. Such notices shall include the following  
33 statement: 'These increases are due to the federal Patient Protection and Affordable Care  
34 Act and not the enactment of any laws or regulations of the Governor of Georgia, the  
35 Georgia General Assembly, or the Georgia Department of Insurance.' This paragraph shall  
36 stand repealed on December 31, 2014.

37 (c) The commissioner of community health shall also provide notice to each person  
38 covered under the health insurance plans established pursuant to Article 1 of Chapter 18  
39 of Title 45 when any premium increase occurs of how much of such increase is attributable  
40 to the federal Patient Protection and Affordable Care Act."

41 **SECTION 3.**

42 All laws and parts of laws in conflict with this Act are repealed.