



General Assembly

Substitute Bill No. 999

January Session, 2005

* SB00999INS 032405 *

AN ACT CONCERNING CHANGES TO THE INSURANCE STATUTES.

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

1 Section 1. Subsection (e) of section 38a-53 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2005*):

4 (e) Each insurance company or health care center doing business in
5 this state shall include in all reports required to be filed with the
6 commissioner under this section a certification by an actuary or reserve
7 specialist of all reserve liabilities prepared in accordance with
8 regulations which shall be adopted by the commissioner in accordance
9 with chapter 54. The regulations shall: (1) Specify the contents and
10 scope of the certification; (2) provide for the availability to the
11 commissioner of the workpapers of the actuary or loss reserve
12 specialist; [and] (3) provide for exemptions to the companies or centers
13 from compliance with the requirements of this subsection; and (4)
14 include provisions concerning the confidentiality of documents.

15 Sec. 2. Subdivision (20) of section 38a-816 of the general statutes is
16 repealed and the following is substituted in lieu thereof (*Effective*
17 *October 1, 2005*):

18 (20) Any violation of [subsection (a) of section 38a-11 and] sections
19 38a-465 to 38a-465m, inclusive.

20 Sec. 3. Subdivision (6) of section 38a-838 of the general statutes is
21 repealed and the following is substituted in lieu thereof (*Effective*
22 *October 1, 2005*):

23 (6) "Insolvent insurer" means an insurer (A) licensed to transact
24 insurance in this state either at the time the policy was issued or when
25 the insured event occurred, and (B) determined to be insolvent by a
26 court of competent jurisdiction, provided the term "insolvent insurer"
27 shall (i) not be construed to mean any insurer with respect to which an
28 order, decree, judgment or finding of insolvency, whether permanent
29 or temporary in nature, or order of rehabilitation or conservation has
30 been issued by a court of competent jurisdiction prior to October 1,
31 1971, and (ii) include the legal successor of the [insolvent] insurer in
32 the event of the merger of the insolvent insurer.

33 Sec. 4. Section 38a-339 of the general statutes is repealed and the
34 following is substituted in lieu thereof (*Effective October 1, 2005*):

35 [(a)] Each automobile insurance policy providing comprehensive
36 coverage, whether designated as such or included in a policy
37 providing broader coverage, shall provide at the option of the insured
38 complete coverage for repair or replacement of all damaged safety
39 glass without regard to any deductible or minimum amount.

40 [(b) Each insurer which issues an automobile insurance policy in
41 this state that provides comprehensive coverage shall provide the
42 insured with a written notice of the availability of the coverage
43 described in subsection (a) of this section.]

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	38a-53(e)
Sec. 2	<i>October 1, 2005</i>	38a-816(20)
Sec. 3	<i>October 1, 2005</i>	38a-838(6)
Sec. 4	<i>October 1, 2005</i>	38a-339

INS *Joint Favorable Subst.*