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HOUSE BILL NO. 396

Offered January 10, 2018

Prefiled January 5, 2018

A *BILL to amend the Code of Virginia by adding a section numbered 38.2-515.1, relating to the State Corporation Commission; group health insurance policies issued outside the Commonwealth.*

Patron—Keam

Referred to Committee on Commerce and Labor

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 38.2-515.1 as follows:

§ 38.2-515.1. Power of Commission; policies issued outside of the Commonwealth.

A. Notwithstanding any other provision of law to the contrary, the Commission shall have the power to assist consumers and to examine and investigate complaints and inquiries relating to trade practices and claim settlement practices of insurers involving policies issued outside of the Commonwealth but covering residents of the Commonwealth, provided that the policy was issued (i) as a policy of group accident and sickness insurance in accordance with § 38.2-3521.1 or (ii) to a group other than one described in § 38.2-3521.1 in compliance with the requirements of § 38.2-3522.1.

B. The Commission's investigatory powers with respect to residents of the Commonwealth are limited to assisting consumers and examining and investigating complaints and inquiries as provided in subsection A and shall not extend to applying or enforcing federal laws or the laws of another state or jurisdiction.

C. The Commission shall have no jurisdiction to adjudicate controversies arising out of this section.

INTRODUCED

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