

WEST VIRGINIA

SECRETARY OF STATE

KEN HECHLER

ADMINISTRATIVE LAW DIVISION

Form #4

FILED

Nov 29 3 47 PM '93

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Insurance Commission TITLE NUMBER: 114

CITE AUTHORITY W. Va. Code §§ 33-2-10; 33-6-36(c)

AMENDMENT TO AN EXISTING RULE: YES___ NO X

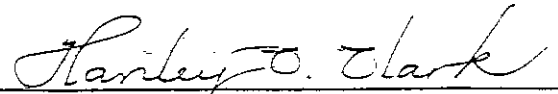
IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: Series 38

TITLE OF RULE BEING PROPOSED: Continuation of Coverage Under
Automobile Liability Policies

THE ABOVE PROPOSED LEGISLATIVE RULE, FOLLOWING REVIEW BY THE LEGISLATIVE RULE
MAKING REVIEW COMMITTEE IS HEREBY MODIFIED AS A RESULT OF REVIEW AND COMMENT
BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE. THE ATTACHED MODIFICATIONS ARE
FILED WITH THE SECRETARY OF STATE.



Hanley C. Clark
Insurance Commissioner

3.20

114CSR38

WEST VIRGINIA LEGISLATIVE RULE
INSURANCE COMMISSIONER

SERIES 38

CONTINUATION OF COVERAGE UNDER AUTOMOBILE LIABILITY POLICIES

Section	
114-38-1.	General.
114-38-2.	Applicability.
114-38-3.	Definitions.
114-38-4.	Notice of policy availability.
114-38-5.	Mandatory continuation of coverage.
114-38-6.	No lapse in coverage.
114-38-7.	Changes in coverage amount.
114-38-8.	Separability.
Appendix A	Notice of policyholder rights



STATE OF WEST VIRGINIA
Offices of the Insurance Commissioner

Legal Division

GASTON CAPERTON
Governor

HANLEY C. CLARK
Insurance Commissioner

November 29, 1993

HAND DELIVERED

Ms. Judy Cooper, Director
Administrative Law Division
Office of Secretary of State
State Capitol
Charleston, WV 25305

Dear Ms. Cooper:

Enclosed please find for filing one (1) copy of the following:

- (1) Notice of Rule Modification of a Proposed Rule; and
- (2) The proposed rule entitled "Continuation of Coverage Under Automobile Liability Policies" (Series 38).

Please contact me if further information is required.

Very truly yours,

B. Keith Huffman
B. Keith Huffman
General Counsel

BKH/sar
Enclosures

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE
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FILED



WEST VIRGINIA LEGISLATURE
 LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
 Room M-152, State Capitol
 Charleston, West Virginia 25305
 (304) 340-3286

FILED

Nov 22 2 09 PM '93

OFFICE OF WEST VIRGINIA
 SECRETARY OF STATE

Senator Joe Manchin III, Co-Chair
 Delegate Brian A. Gallagher, Co-Chair

Debra A. Graham, Counsel
 Marie Nickerson, Admr. Assistant

NOTICE OF ACTION TAKEN BY LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

November 16, 1993

TO: Ken Hechler, Secretary of State, State Register

TO: Mr. Hanley C. Clark
 Insurance Commissioner
 2019 Washington Street, East
 Charleston, WV 25305-0540

FROM: Legislative Rule-Making Review Committee

PROPOSED RULE: Continuation of Coverage Under Automobile Liability
 Policies

The Legislative Rule-Making Review Committee recommends that the West Virginia Legislature:

1. Authorize the agency to promulgate the Legislative Rule
 - (a) as originally filed _____
 - (b) as modified by the agency X
2. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached. _____
3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached. _____
4. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached. _____
5. Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached. _____

Pursuant to Code 29A-3-11(c), this notice has been filed in the State Register and with the agency proposing the rule.

cc: B. Keith Huffman, General Counsel