

**THE SENATE COMMITTEE ON INSURANCE AND LABOR
2018 MEMBERS**

Sen. Burt Jones, Chairman

District 25
P. O. Box
Jackson, Georgia 30233

Sen. Greg Kirk

District 13
P.O. Box 6085
Americus, GA 31709

Sen. David Shafer, Vice-Chairman

District 48
P.O. Box 880
Duluth, GA 30096

Sen. Josh McKoon

District 29
P.O. Box 2565
Columbus, GA 31902

Sen. P.K. Martin IV, Secretary

District 9
455 Pine Forest Drive
Lawrenceville, GA 30046

Sen. Rene Unterman

District 45
P.O. Box 508
Buford, GA 30518

Sen. Marty Harbin

District 16
215 Greencastle Road
Tyrone, GA 30290

Sen. Larry Walker, III

District 20
1110 Washington Street
Perry, GA 31069

Sen. Ed Harbison

District 15
P. O. Box 1292
Columbus, GA 31902

THE SENATE COMMITTEE ON INSURANCE AND LABOR
2018 COMMITTEE RULES

1. These Committee Rules of Operation shall be consistent with the Rules of the Senate and in the event of any conflict, the Rules of the Senate shall be observed.
2. Quorum of the Committee shall be five (5) members.
3. The Chairman shall determine which bills and resolutions are to be considered and the order in which said measures are considered.
4. The Chairman shall have the authority to refer bills and resolutions to Subcommittees for study. Such Subcommittees in turn shall have the authority to make recommendations on such measures to the full Committee at such time as shall be designated by the Chairman. Prior to Subcommittee action, the Chairman may recall any referred matter at his discretion.
5. The Committee shall convene, recess, and adjourn upon the order of the Chairman. In the absence of the Chairman, the Vice-Chairman, Secretary or a Committee member designated by the Chairman shall preside, respectively.
6. Any member or members of the Committee who disagree with the majority report of the Committee shall be privileged to file a minority report in writing in accordance with the Rules of the Senate.
7. These rules may be amended upon a motion duly made and subsequently approved by a quorum of the Committee in a meeting called by the Chairman.
8. A bill, resolution, or other matter will be considered only after presentation by its principal author or a legislator whom the author designates to do so.
9. The Chairman may delay action on substitutes and amendments not provided to the Chairman at least 24 hours prior to the hearing.
10. The Chairman shall manage the debate, deliberations, evidence, presentations and testimony during the course of meetings to best serve the interests of the Committee and the Senate on behalf of the citizens of Georgia.

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
January 24, 2018**

The Senate Committee on Insurance and Labor held a meeting on Wednesday, January 24, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB).

Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. Marty Harbin (16th)
Sen. Ed Harbison (15th)
Sen. Greg Kirk (13th)
Sen. Rene Unterman (45th) (*arrived late*) (*left early*)
Sen. Larry Walker (20th)

NOTE: Sen. Shafer (48th), Sen. Martin (9th), and Sen. McKoon (29th) were absent.

Chairman Jones (25th) called the meeting to order at 1:11 p.m., asking Sen. Harbin (16th) to open with prayer.

Chairman recognized Sen. Harbin (16th) to explain the bill and its origin.

SB 248 (Sen. Harbin, 16th, LC 37 2370ER) A bill to be entitled an Act to amend Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to provide for life insurers' requirement to review the National Association of Insurance Commissioners life insurance policy locator; to provide for reporting; to provide for Commissioner to prescribe reporting; to provide for enforcement; to provide for related matters; to repeal conflicting laws; and for other purposes.

NOTE: Sen. Unterman (45th) arrived at 1:13 p.m.

Sen. Harbin (16th) presented the bill.

Testimony in opposition to the bill:

Mr. Bobby Potter, American Council of Life Insurers

NOTE: Sen. Unterman (45th) left the meeting at 1:28 p.m.

The Committee took no further action on **SB 248 (LC 37 2370ER)**.

There being no further business, the meeting adjourned at 1:36 p.m.

Respectfully submitted,

/s/ Sen. Burt Jones (25th)
Chairman

/s/ C. Denese Sampson
Recording Secretary

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
January 31, 2018**

The Senate Committee on Insurance and Labor held a meeting on Wednesday, January 31, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB).

Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. Marty Harbin (16th)
Sen. Greg Kirk (13th)
Sen. Josh McKoon (29th)
Sen. Rene Unterman (45th)

NOTE: Sen. Shafer (48th), Sen. Martin (9th), Sen. Harbison (15th), and Sen. Walker (20th) were absent.

Chairman Jones (25th) called the meeting to order at 1:13 p.m., asking Sen. Harbin (16th) to open with prayer.

SB 248 (Sen. Harbin, 16th, LC 37 2370ER) A bill to be entitled an Act to amend Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to provide for life insurers' requirement to review the National Association of Insurance Commissioners life insurance policy locator; to provide for reporting; to provide for Commissioner to prescribe reporting; to provide for enforcement; to provide for related matters; to repeal conflicting laws; and for other purposes.

Sen. Harbin (16th) continued presenting the bill.

Testimony in favor of the bill:

Mr. Brett Hulme, Southeastern Carpenters Regional Council

The Chairman asked for a motion on the bill. Sen. McKoon (29th) made a motion that **SB 248 DO PASS BY SUBSTITUE (LC 37 2524ERS)**. Sen. Unterman (45th) seconded the motion. The motion passed unanimously.

SB 248 DO PASS BY SUBSTITUTE (LC 37 2524ERS)

SB 118 (Sen. Unterman, 45th, LC 37 2291) A bill to be entitled an Act to amend Code Section 33-24-59.10 of the Official Code of Georgia Annotated, relating to coverage for autism, so as to change the age limit for coverage for autism spectrum disorders for an individual covered under a policy or contract; to repeal conflicting laws; and for other purposes.

Sen. Unterman (45th) presented the bill.

Testimony in favor of the bill:

Ms. Anna Bullard, Early Autism Project and Ava's Mom

Judith Ursitti, Autism Speaks

Ms. Julie Whindom, Navicent Health

Mr. Jason Broce, Children's Healthcare of Atlanta

Mr. Rick Ward, American Academy of Pediatrics, Georgia Chapter

The Chairman asked for a motion on the bill. Sen. Kirk (13th) made a motion that **SB 118 DO PASS BY SUBSTITUTE (LC 37 2525S)**. Sen. Harbin (16th) seconded the motion. The motion passed unanimously

SB 118 DO PASS BY SUBSTITUTE (LC 37 2525S)

There being no further business, the meeting adjourned at 1:46 p.m.

Respectfully submitted,

/s/ Sen. Burt Jones, (25th)
Chairman

/s/ C. Denese Sampson
Recording Secretary

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
February 7, 2018**

The Senate Committee on Insurance and Labor held a meeting on Wednesday, February 7, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB). Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. P.K. Martin (9th), Secretary
Sen. Marty Harbin (16th)
Sen. Josh McKoon (29th)
Sen. Rene Unterman (45th)
Sen. Larry Walker (20th)

NOTE: Sen. Shafer (48th), Sen. Harbison (15th), and Sen. Kirk (13th) were absent.

Chairman Jones (25th) called the meeting to order at 1:11 p.m.

SB 381 (Sen. Thompson, 14th, LC 37 2520ER) A bill to be entitled an Act to amend Article 2 of Chapter 5 of Title 33 of the Official Code of Georgia Annotated, relating to surplus line insurance, so as to provide that a non-admitted insurer domiciled in this state will be deemed a domestic surplus lines insurer if certain criteria are met; to provide a definition; to provide for criteria; to provide for tax assessment; to provide for certain protection exceptions; to provide for financial and solvency requirements; to provide for exemptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Testimony in favor of the bill:

Ms. Emily Bagwell, Georgia Association of Property and Casualty Insurers
Mr. Stacy Freeman, Georgia Citizen

The Chairman asked for a motion. Sen. Martin (9th) made a motion **SB 381 DO PASS BY SUBSTITUTE (LC 37 2549ERS)**. Sen. McKoon (29th) seconded the motion. The motion passed unanimously.

SB 381 DO PASS BY SUBSTITUTE (LC 37 2549ERS)

There being no further business, the meeting adjourned at 1:17 p.m.

Respectfully submitted,

/s/ Sen. P.K. Martin (9th)
Secretary

/s/ C. Denese Sampson
Recording Secretary

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
February 21, 2018**

The Senate Committee on Insurance and Labor held a meeting on Wednesday, February 21, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB). Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. P.K. Martin (9th), Secretary (*arrived late*)
Sen. Ed Harbison (15th) (*arrived late*)
Sen. Greg Kirk (13th)
Sen. David Shafer (48th) (*arrived late*)
Sen. Larry Walker (20th)
Sen. Rene Unterman (45th) (*arrived late*)
Sen. Blake Tillery (19th), Ex-Officio (*left early*)

NOTE: Sen. Harbin (16th) and Sen. McKoon (29th) were absent.

Chairman Jones (25th) called the meeting to order at 1:11 p.m., stating that although a quorum of members was not present, the meeting would move forward for the purposes of only hearing the bill presented by Sen. Greg Kirk (13th).

The Chair asked Sen. Walker (20th) to open with prayer, and recognized Commissioner Ralph Hudgens of the Georgia Insurance and Fire Safety Commissioner's Office, who was present in the audience.

NOTE: Sen. Blake Tillery (19th) was appointed to serve as an Ex-Officio member of the Committee for the meeting on February 21, 2018. A copy of his appointment letter follows.

[SB 372](#) (Sen. Kirk, 13th, LC 37 2500) A bill to be entitled an Act to amend Chapter 9 of Title 33 of the Official Code of Georgia Annotated, relating to regulation of rates, underwriting rules, and related organizations, so as to change certain standards applicable to the making and use of rates for personal private passenger motor vehicle insurance; to change provisions for filing of rates, rating plans, rating systems, and underwriting rules for personal private passenger motor vehicle insurance; to provide for related matters; to repeal conflicting laws; and for other purposes.

Sen. Kirk (13th) introduced the bill.

NOTE: Sen. Martin (9th) arrived at 1:16 p.m.

Testimony in opposition to the bill:
The Hon. Ralph Hudgens, Commissioner, Georgia Department of Insurance

Mr. Steve Manders, Director, Georgia Insurance Product Review Division
Mr. Bobby Potter, American Insurance Association
Ms. Emily Bagwell, Georgia Association of Property and Casualty Insurers
Mr. Stacy Freeman, Property Casualty Insurance Association
Mr. John Barbour, Independent Insurance Agents of Georgia

NOTE: Sen. Harbison (15th) arrived at 1:17 p.m.

NOTE: Sen. Unterman (45th) arrived at 1:18 p.m.

NOTE: Sen. Tillery (19th) left the meeting at 1:18 p.m.

NOTE: Sen. Shafer (48th) arrived at 1:24 p.m.

The Chairman recognized Sen. Larry Walker (20th) to address the committee on SB 350, which was being presented as a committee substitute, confirming LC 37 2576S as the correct version of the bill.

SB 350 (Sen. Walker, 20th, LC 37 2482) A bill to be entitled an Act to amend Code Section 33-39-5 of the Official Code of Georgia Annotated, relating to transactions requiring notice of information practices, form and content of notice, abbreviated notice, and satisfaction of obligations by another institution or agent, so as to update notice practices requirements by an insurance institution or agent to applicants or policyholders in the case of policy renewal to comport with federal law; to repeal conflicting laws; and for other purposes.

Sen. Walker (20th) presented the bill, and welcomed any questions from the Committee.

Sen. Kirk (13th) made a motion that **SB 350 DO PASS BY SUBSTITUTE (LC 37 2576S)**. Sen. Unterman (45th) seconded the motion. The motion passed unanimously.

SB 350 DO PASS BY SUBSTITUTE (LC 37 2576S)

There being no further business, the meeting adjourned at 1:57 p.m.

Respectfully submitted,

/s/ Sen. P.K. Martin (9th)
Secretary

/s/ C. Denese Sampson
Recording Secretary



OFFICE OF LIEUTENANT GOVERNOR

240 STATE CAPITOL
ATLANTA, GEORGIA 30334

CASEY CAGLE
LIEUTENANT GOVERNOR

Mr. David Cook
Secretary of the Senate
353 State Capitol
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Senate Committee on Assignments hereby appoints Senator Blake Tillery to serve as Ex-Officio for the Senate Insurance & Labor Committee meeting on February 21, 2018. This appointment shall expire upon adjournment of the committee meeting.

Sincerely,


Lt. Governor Casey Cagle
President of the Senate

CC/tes

Cc:
Senate Committee Chairman
Fiscal Office
Appointee

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
March 5, 2018**

The Senate Committee on Insurance and Labor held a meeting on Monday, March 5, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB).

Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. P.K. Martin (9th), Secretary
Sen. Marty Harbin (16th)
Sen. Ed Harbison (15th)
Sen. Greg Kirk (13th)
Sen. Larry Walker (20th)

NOTE: Sen. Shafer (48th), Sen. McKoon (29th), and Sen. Unterman (45th) were absent.

Chairman Jones (25th) called the meeting to order at 1:11 p.m., asking Sen. Harbin (16th) to open with prayer.

The Chairman recognized Sen. Brandon Beach (21st) to address the Committee.

SR 329 (Sen. Beach, 21st, LC 36 3332) A resolution creating the Joint Study Committee on Professional Employer Organizations; and for other purposes.

Sen. Beach (21st) addressed the Committee by stating that he would like to amend the bill by removing the language making this a joint committee, changing its membership from five members to three members, and the change effective date of resolution.

The Chairman recognized Sen. Walker (20th) to further explain the desire to change the resolution based on changes already put in place by the Insurance and Fire Safety Commissioner's Office.

After discussion on changing the language of the bill, Chairman Jones (25th) stated that the Committee would re-address the bill at a later date once all the suggested changes have been made.

HB 64 (Rep. Blackmon, 146th, LC 37 2298S) A bill to be entitled an Act to amend Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to general insurance provisions, so as to provide for the compensation of health insurance agents in certain situations; to provide for definitions; to provide for exceptions; to provide a short title; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Blackmon (146th) presented the bill and welcomed any questions from the Committee.

The Chairman made comments in favor of the bill, and asked if there were any questions from the Committee.

Sen. Harbin (16th) was recognized for a question, of which Rep. Blackmon (146th) responded.

The Chairman asked for a motion. Sen. Walker (20th) made a motion **HB 64 DO PASS BY SUBSTITUTE (LC 37 2642S)**. Sen. Harbison (15th) seconded the motion. The motion passed unanimously.

The Chairman recognized Rep. Eddie Lumsden (12th) to address the Committee, confirming LC 37 2416 as the correct version of the bill.

HB 592 (Rep. Lumsden, 12th, LC 37 2416) A bill to be entitled an Act to amend Code Section 33-2-34 of the Official Code of Georgia Annotated, relating to insurance compliance self-evaluative privilege, so as to repeal the applicability and sunset provisions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Lumsden (12th) explained the bill and welcomed questions from the Committee. There were none.

Sen. Harbison (15th) made a motion **HB 592 DO PASS (LC 37 2416)**. Sen. Harbin (16th) seconded the motion. The motion passed unanimously.

HB 592 DO PASS (LC 37 2416)

HB 760 (Rep. Lumsden, 12th, LC 37 2632S) A bill to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to insurance generally, so as to revise certain definitions; to clarify renewal, nonrenewal, and reduction in coverage applicability of certain automobile policies and property insurance; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Lumsden (12th) presented the bill.

The Chairman recognized Sen. Martin (9th) for a series of questions, to which Rep. Lumsden (12th) responded. Sen. Martin (9th) asked Rep. Lumsden (12th) if he were willing to work with him over the next couple of days to perfect the language of the bill to ensure that notices sent to insurers and policy holders are more clearly defined.

The Chairman spoke in favor of the sentiments presented by Sen. Martin (9th).

The Chairman asked if there were further questions. There were none.

The Committee took no further action on HB 760.

There being no further business, the meeting adjourned at 1:33 p.m.

Respectfully submitted,

/s/ Sen. P.K. Martin (9th)
Secretary

/s/ C. Denese Sampson
Recording Secretary

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
March 7, 2018**

The Senate Committee on Insurance and Labor held a meeting on Wednesday, March 7, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB). Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. David Shafer (48th), Vice-Chairman (*arrived late*)
Sen. P.K. Martin (9th), Secretary
Sen. Marty Harbin (16th)
Sen. Ed Harbison (15th) (*arrived late*)
Sen. Greg Kirk (13th)
Sen. Josh McKoon (29th)
Sen. Larry Walker (20th) (*arrived late*)

NOTE: Sen. Unterman (45th) was absent.

Chairman Jones (25th) called the meeting to order at 1:04 p.m., asking Sen. McKoon (29th) to open with prayer.

The Chairman recognized Commissioner Ralph Hudgens of the Georgia Insurance and Fire Safety Commissioner's Office, and welcomed him to the meeting.

SR 329 (Sen. Beach, 21st, LC 37 3332)

A resolution creating the Joint Study Committee on Professional Employer Organizations; and for other purposes.

Sen. Beach (21st) briefly explained the resolution, which was being presented as a committee substitute, and deferred to any questions from the Committee

Sen. Martin (9th) made a motion that **SR 329 DO PASS BY SUBSTITUTE (LC 37 2643S)**. Sen. McKoon (29th) seconded the motion. The motion passed unanimously.

SR 329 DO PASS BY SUBSTITUTE (LC 37 2643S)

HB 760 (Rep. Lumsden, 12th, LC 37 2647S)

A bill to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to insurance generally, so as to revise certain definitions; to clarify renewal, nonrenewal, and reduction in coverage applicability of certain automobile policies and property insurance; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Lumsden (12th) presented the committee substitute, which incorporated recommendations from Sen. Martin (9th).

NOTE: Sen. Harbison (15th) arrived at 1:09 p.m.

Rep. Lumsden (12th) answered questions from Sen. Harbin (16th) and Sen. Martin (9th).

NOTE: Sen. Shafer (48th) arrived at 1:10 p.m.

The Chairman recognized Sen. Shafer (48th) for a question, of which Rep. Lumsden (12th) responded.

The Chairman asked if there were any further questions from the Committee. There were none. The Chairman also confirmed that no one from the general public signed up to speak on the bill.

Sen. McKoon (29th) made a motion **HB 670 DO PASS BY SUBSTITUTE (LC 37 2647S)**. Sen. Harbin (16th) seconded the motion. The motion passed unanimously.

(HB 670 DO PASS BY SUBSTITUTE LC 37 2647S)

HB 938 (Rep. Taylor, 173rd, LC 37 2608ERS)

A bill to be entitled an Act to amend Code Section 33-23-12 of the Official Code of Georgia Annotated, relating to limited licenses, so as to provide for a limited credit insurance agency license; to provide for requirements; to provide for application to the Commissioner; to provide for penalties; to provide for a decision appeal; to provide for license renewal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Taylor (173rd) presented the bill and introduced Courtney Foust, Director of Captive Insurance Division, Agent Licensing Division, and Limited-Risk Entities Division for the Georgia Insurance and Fire Safety Commissioner's Office, who was available to answer questions from the Committee.

NOTE: Sen. Walker (20th) arrived at 1:17 p.m.

The Chairman asked for a motion. Sen. Harbison (15th) made a motion that **HB 938 DO PASS (LC 37 2608ERS)**. Sen. McKoon (29th) seconded the motion. The motion passed by a vote of 5-2,

Sen. Sen. David Shafer (48th), Sen. Harbin (16th), Sen. Harbison (15th), Sen. Kirk (13th), and Sen. McKoon (29th) voting YES,

Sen. Martin (9th) and Sen. Walker (20th) voting NO.

HB 754 (Rep. Shaw, 176th, LC 37 2554ERS)

A bill to be entitled an Act to amend Title 33 of the O.C.G.A., relating to insurance, so as to provide for the division of a domestic insurer into two or more resulting

domestic insurers; to provide for definitions; to provide for a plan of division subject to approval by the Insurance Commissioner; to provide for a certificate of division; to provide for the effect of a division; to provide for the responsibilities of a resulting insurer; to provide for shareholder appraisal rights; to provide for rules and regulations; to revise the authorization and procedure for merger or consolidation; to amend Part 1 of Article 13 of Chapter 2 of Title 14 of the O.C.G.A., relating to the right to dissent and obtain payment for shares, so as to add the right to dissent and obtain payment for shares for a division of a domestic insurer; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Shaw (176th) presented the bill.

The Chairman recognized Commissioner Ralph Hudgens of the Georgia Insurance and Fire Safety Commissioner's Office, and Kat Middleton, Legislative Liaison for the Commissioner's Office.

The Chairman asked for a motion. Sen. McKoon (29th) made a motion that **HB 754 DO PASS (LC 37 2554ERS)**. Sen. Walker (20th) seconded the motion. The motion passed unanimously.

HB 734 (Rep. Smith, 134th, LC 37 2519S)

A bill to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for modernization and updates; to amend various provisions of the Official Code of Georgia Annotated for purposes of conformity; to repeal Article 2 of Chapter 29A, relating to the Commission on the Georgia Health Insurance Risk Pool; to provide for any assets, liabilities, and obligations thereof; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Smith (134th) presented the bill. He thanked them for their assistance, explaining that the bill has been requested by the Georgia Insurance and Fire Safety Commissioner's Office. He further explained that the bill is a modernization of the code, with no substantive changes within the code, and welcomed any questions from the Committee.

The Chairman recognized Sen. McKoon (29th) for a question, of which Rep. Smith (134th) responded, and recognized Commissioner Hudgens for further comments.

The Chairman asked for a motion. Sen. Harbin (16th) made a motion that **HB 734 DO PASS (LC 37 2519S)**. Sen. Kirk (13th) seconded the motion. The motion passed unanimously.

HB 734 DO PASS (LC 37 2519S).

There being no further business, the meeting was adjourned at 1:29 p.m.

Respectfully submitted,

/s/ Sen. P.K. Martin (9th)
Secretary

/s/ C. Denese Sampson
Recording Secretary

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
March 12, 2018**

The Senate Committee on Insurance and Labor held a meeting on Monday, March 12, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB). Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. P.K. Martin (9th), Secretary
Sen. Marty Harbin (16th) (*arrived late*)
Sen. Ed Harbison (15th)
Sen. Greg Kirk (13th) (*arrived late*)
Sen. Josh McKoon (29th)
Sen. Larry Walker (20th)

NOTE: Sen. David Shafer (48th) and Sen. Unterman (45th) were absent.

Chairman Jones (25th) called the meeting to order at 1:06 p.m., asking Sen. McKoon (29th) to open with prayer.

HB 800 (Rep. Bonner, 72nd, LC 36 3480)

A bill to be entitled an Act to amend Article 2 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to administration related to workers' compensation, so as to change certain provisions relating to the eligibility for appointment as director emeritus and administrative law judge emeritus of the State Board of Workers' Compensation; to provide for terms of office and salary for the office of director emeritus and office of administrative law judge emeritus; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Bonner (72nd) presented the bill.

The Chairman recognized Judge Frank McKay, Chairman of the Georgia Board of Workers Compensation, to address the Committee to further explain perspectives of the bill and its application as law.

NOTE: Sen. Harbin (16th) arrived at 1:10 p.m.

The Chairman asked if there were any questions from the committee. There were none.

The Chairman asked for a motion. Sen. Harbison (15th) made a motion that **HB 800 DO PASS (LC 36 3480)**. Sen. McKoon (29th) seconded the motion. The motion passed unanimously.

HB 800 DO PASS (LC 36 3480)

HB 818 (Rep. Hawkins, 27th, LC 37 2612S)

A bill to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to insurance generally, so as to provide that a health care provider shall choose the method by which such provider shall be reimbursed by an insurer for health care services performed; to provide for definitions; to provide disclosure requirements for insurers; to provide enforcement powers for violations; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Rep. Hawkins (27th) presented the bill.

The Chairman recognized Sen. Walker (20th) for a motion. Sen. Walker made a motion that **HB 818 DO PASS (LC 37 2612S)**. Sen. Harbison (15th) seconded the motion. The motion passed unanimously.

HB 818 DO PASS (LC 2612S)

The Chairman recognized Rep. Barry Fleming (121st) to address the Committee on the committee substitute being presented for HB 789 (Fleming, 121st), confirming LC 36 3658S as the correct version of the bill.

HB 789 (Rep. Fleming, 121st, LC 36 3543S)

A BILL to be entitled an Act to amend Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations, so as to provide for marketplace contractors to be treated as independent contractors under state and local laws; to provide for definitions; to provide for conditions and exceptions; to specifically provide that as independent contractors of a marketplace platform marketplace contractors are not engaged in employment for purposes of the "Employment Security Law" and are not employees for purposes of workers' compensation; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Rep. Fleming (121st) presented the bill.

NOTE: Sen. Kirk (13th) arrived at 1:35 p.m.

Testimony in opposition to the bill:
Brett Hulme, Southeastern Carpenters Regional Council
Gina Fernario, Handy Company

The Chairman stated that no one else from the general public requested to speak for or against the bill.

No further action was taken on HB 789.

There being no further business, the meeting was adjourned at 1:52 p.m.

Respectfully submitted,

/s/ Sen. P.K. Martin (9th)
Secretary

/s/ C. Denese Sampson
Recording Secretary

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
March 14, 2018**

The Senate Committee on Insurance and Labor held a meeting on Wednesday, March 14, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB). Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. P.K. Martin (9th), Secretary
Sen. Marty Harbin (16th) (*arrived late*)
Sen. Greg Kirk (13th)
Sen. Josh McKoon (29th)
Sen. Rene Unterman (45th)
Sen. Larry Walker (20th)

NOTE: Sen. David Shafer (48th) and Sen. Ed Harbison (15th) were absent.

Chairman Jones (25th) called the meeting to order at 1:03 p.m., asking Sen. McKoon (29th) to open with prayer.

[HB 878 \(Rep. Clark, 147th, LC 45 0103S\)](#)

A bill to be entitled an Act to amend Code Section 33-24-44.1 of the Official Code of Georgia Annotated, relating to procedure for cancellation by an insured and notice, so as to change certain provisions regarding cancellation of an insurance policy by an insured; to provide for related matters; to repeal conflicting laws; and for other purposes.

Rep. Heath Clark (147th) presented the bill .

NOTE: Sen. Harbin (16th) arrived at 1:09 p.m.

Sen. Kirk (13th) made a motion that **HB 878 DO PASS (LC 45 0103S)**. Sen. Martin (9th) seconded the motion. The motion passed unanimously.

HB 878 DO PASS (LC 45 0103S)

[HB 789 \(Rep. Fleming, 121st, LC 36 3543S\)](#)

A BILL to be entitled an Act to amend Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations, so as to provide for marketplace contractors to be treated as independent contractors under state and local laws; to provide for definitions; to provide for conditions and exceptions; to specifically provide that as independent contractors of a marketplace platform marketplace contractors are not engaged in employment for purposes of the "Employment Security Law" and are not employees for purposes of workers' compensation; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Rep. Fleming (121st) explained the bill, as it had been previously presented to the Committee, and asked for favorable consideration.

The Chairman announced that the Committee would be at ease until members received the correct version of the bill.

Rep. Fleming (121st) continued with explaining provisions of the bill and answered questions from Sen. Harbin (16th).

Upon learning that the correct version was not available, the Chairman announced that HB 789 (Fleming, 121st) would be brought back before the Committee for a final vote at the next regularly scheduled meeting.

There being no further business, the meeting adjourned at 1:17 p.m.

Respectfully submitted,

/s/ Sen. P.K. Martin (9th)
Secretary

/s/ C. Denese Sampson
Recording Secretary

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
March 19, 2018**

The Senate Committee on Insurance and Labor held a meeting on Monday, March 19, 2018, at 1:00 p.m. in Room 310 of the Coverdell Legislative Office Building (CLOB). Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. P.K. Martin (9th), Secretary
Sen. Marty Harbin (16th) (*arrived late*)
Sen. Ed Harbison (15th) (*arrived late*)
Sen. Greg Kirk (13th)
Sen. Larry Walker (20th)

NOTE: Sen. David Shafer (48th), Sen. Josh McKoon (29th), and Sen. Rene Unterman (45th) were absent.

Chairman Jones (25th) called the meeting to order at 2:04 p.m.

HB 789 (Rep. Fleming, 121st, LC 36 3543S)

A BILL to be entitled an Act to amend Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations, so as to provide for marketplace contractors to be treated as independent contractors under state and local laws; to provide for definitions; to provide for conditions and exceptions; to specifically provide that as independent contractors of a marketplace platform marketplace contractors are not engaged in employment for purposes of the "Employment Security Law" and are not employees for purposes of workers' compensation; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Rep. Barry Fleming (121st) confirmed LC 36 3658S as the correct version of the bill, and explained that the legislation simply takes Georgia existing independent contract law and codified it.

Testimony in opposition to the bill:

Tony Tilley, Communication Workers of America
Brett Hulme, Southeastern Carpenters Regional Council
Matt Campbell, SMART

Testimony in favor of the bill:

Kyle Jackson, Georgia Chamber of Commerce

NOTE: Sen. Harbison (15th) arrived at 2:28 p.m.

The Chairman asked for a motion. Sen. Kirk (13th) made a motion that **HB 789 DO PASS BY SUBSTITUTE (LC 36 3658S)**. Sen. Martin (9th) seconded the motion. The motion passed by vote of 3-2.

HB 789 DO PASS BY SUBSTITUTE (LC 36 3658S)

Sen. Martin (9th), Sen. Kirk (13th), and Sen. Walker (20th) voting YES

Sen. Harbin (16th) and Sen. Harbison (15th) voting NO.

HB 214 (Rep. Golick, 40th, LC 37 2664ERS)

A bill to be entitled an Act to amend Article 1 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to forgery and related offenses, so to provide consistent punishment for the unlawful manufacture, sale, or distribution of a proof of insurance document and the issuing of fake or counterfeit insurance identification cards; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Chairman recognized Kat Middleton, Legislative Liaison for the Georgia Insurance and Fire Safety Commissioner's Office, and Courtney Foust, Director of Captive Insurance Division, Agent Licensing Division, and Limited-Risk Entities Division of the Georgia Insurance and Fire Safety Commissioner's Office, to explain the changes made to HB 214 (Golick, 40th).

The Chairman asked if there were questions from the Committee. There were none.

Sen. Kirk (13th) made a motion that **HB 214 DO PASS (LC 37 2664ERS)**. Sen. Walker (20th) seconded the motion. The motion passed unanimously.

HB 214 DO PASS (LC 37 2664ERS)

HB 694 (Rep. Harrell, 106th, LC 43 0899S)

A BILL to be entitled an Act to amend Article 1 of Chapter 9 of Title 48 of the Official Code of Georgia Annotated, relating to the motor fuel tax, so as to require electronic filing of certain reports; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

The Chairman explained the bill, which had been previously vetted by the Senate Finance Committee.

Sen. Martin (9th) made a motion that **HB 694 DO PASS BY SUBSTITUTE (LC 43 0899S)**. Sen. Harbison (15th) seconded the motion. The motion passed unanimously.

HB 795 (Rep. Gravley, 67th, LC 36 3490)

A bill to be entitled an Act to amend Chapter 2 of Title 34 of the Official Code of Georgia Annotated, relating to the Department of Labor, so as to authorize the

Commissioner of Labor to perform certain functions; to authorize the Commissioner of Labor to prescribe certain rules and regulations; to provide for definitions; to authorize the Commissioner of Labor to conduct fingerprint based criminal background checks for individuals employed by the Department of Labor; to provide a process for conducting such criminal background checks; to limit the use, dissemination, and liability relating to information obtained from the criminal background checks; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Chairman stated that, in lieu of the absence of its author, the bill would not be taken up for any action.

Testimony in favor of the bill:
Tim Mitchell, Georgia Department of Labor

No further action was taken on HB 795.

There being no further business, the meeting was adjourned at 2:45 p.m.

Respectfully submitted,

/s/ Sen. P.K. Martin (9th)
Secretary

/s/ C. Denese Sampson
Recording Secretary

**MINUTES OF THE SENATE COMMITTEE ON
INSURANCE AND LABOR
March 22, 2018**

The Senate Committee on Insurance and Labor held a meeting on Thursday, March 22, 2018, at 10:00 a.m. in Room 310 of the Coverdell Legislative Office Building (CLOB). Members present were as follows:

Sen. Burt Jones (25th), Chairman
Sen. P.K. Martin (9th), Secretary
Sen. Marty Harbin (16th) (*arrived late*)
Sen. Ed Harbison (15th) (*arrived late*)
Sen. Greg Kirk (13th)
Sen. Josh McKoon (29th)
Sen. Rene Unterman (45th)

NOTE: Sen. David Shafer (48th) and Sen. Larry Walker (20th) were absent.

Chairman Jones (25th) called the meeting to order at 10:04 a.m., asking Sen. Martin (9th) to open with prayer.

HB 795 (Rep. Gravley, 67th, LC 36 3490)

A bill to be entitled an Act to amend Chapter 2 of Title 34 of the Official Code of Georgia Annotated, relating to the Department of Labor, so as to authorize the Commissioner of Labor to perform certain functions; to authorize the Commissioner of Labor to prescribe certain rules and regulations; to provide for definitions; to authorize the Commissioner of Labor to conduct fingerprint based criminal background checks for individuals employed by the Department of Labor; to provide a process for conducting such criminal background checks; to limit the use, dissemination, and liability relating to information obtained from the criminal background checks; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Chairman recognized Rep. Micah Gravley (67th) to address the Committee, confirming LC 36 3490 as the correct version of the bill. Rep. Gravley (67th) presented the bill.

Sen. Kirk (13th) made a motion that **HB 795 DO PASS (LC 36 3490)**. Sen. Martin (9th) seconded the motion. The motion passed unanimously.

HB 795 DO PASS (LC 36 3490)

SR 1058 (Sen. Anderson, 43rd, LC 117 0505)

A resolution urging the United States Congress to halt the transfer of current and former military personnel's health care costs from the federal government to the states; and for other purposes.

The Chairman recognized Sen. Tonya Anderson (43rd) to address the Committee to explain the urging resolution.

Sen. Anderson (43rd) presented the resolution.

Sen. Martin (9th) made a motion that **SR 1058 DO PASS (LC 36 3490)**. Sen. McKoon (29th) seconded the motion. The motion passed unanimously.

SR 1058 DO PASS (LC 36 3490)

There being no further business, the meeting adjourned at 10:16 a.m.

Respectfully submitted,

/s/ Sen. P.K. Martin (9th)
Secretary

/s/ C. Denese Sampson
Recording Secretary