

The Government Code, §2002.058, authorizes the Secretary of State to remove or transfer rules within the Texas Administrative Code when the agency that promulgated the rules is abolished. The Secretary of State will publish notice of rule transfer or removal in this

section of the *Texas Register*. The effective date of a rule transfer is the date set by the legislature, not the date of publication of notice. Proposed or emergency rules are not subject to administrative transfer.

Texas Department of Insurance

Rule Transfer

Under Texas Insurance Code §36.001 and §36.002, the commissioner of insurance is authorized to promulgate necessary and appropriate rules to implement the powers and duties of the Texas Department of Insurance under this code and other laws of this state. As part of the Texas Department of Insurance's ongoing rule review process, the commissioner has determined that certain rules are not well organized, and that insurers, insurance companies, issuers, and the public find them

difficult to navigate. Therefore, the commissioner finds that a reorganization is needed. Eighteen subchapters in 28 Texas Administrative Code, Part 1, Chapter 3, will be moved to a new Chapter 4 to improve their accessibility.

The rules will be transferred in the Texas Administrative Code effective September 1, 2023.

The following table outlines the rule transfer:

Figure: 28 TAC Chapter 3

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Current Rules Title 28. Insurance Part 1. Texas Department of Insurance Chapter 3. Life, Accident, and Health Insurance and Annuities Subchapter NN. Consumer Notices for Life Insurance Policy and Annuity Contract Replacements \$3.9501. Purpose. \$3.9502. Definitions. \$3.9502. Definitions. \$3.9503. Consumer Notice Content and Format Requirements. \$3.9504. Consumer Notice Regarding Replacement for Insurers Using Agents. \$3.9505. Direct Response Consumer Notices. \$3.9505. Direct Response Consumer Notices. \$3.9506. Filing Procedures for Substantially Similar Consumer Notices. Subchapter B. Individual Life Insurance Policy Form Checklist and Affirmative Requirements \$3.101. Payment of Premiums. \$3.102. Grace Period. \$3.103. Entire Contract. \$3.104. Incontestable Clause. \$3.105. Statements of the Insured. \$3.106. Misstatement of Age. \$3.107. Policy Loans. \$3.108. Automatic Nonforfeiture Benefits. \$3.110. Cash Value. \$3.111. Reinstatement. \$3.111. Payment of Claims. \$3.112. Payment of Claims. \$3.114. Dependent Child Riders and Family Term Riders.
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