

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, MARCH 1, 2016

SCC-CLERK'S OFFICE
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2016 MAR - 1 A 11: 01
CASE NO. INS-2016-00045

COMMONWEALTH OF VIRGINIA, *ex rel.*

STATE CORPORATION COMMISSION

Ex Parte: In the matter of Repealing the
Rules Governing Accident Airtrip Insurance

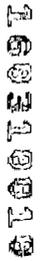
ORDER TO TAKE NOTICE

Section 12.1-13 of the Code of Virginia ("Code") provides that the State Corporation Commission ("Commission") shall have the power to promulgate rules and regulations in the enforcement and administration of all laws within its jurisdiction, and § 38.2-223 of the Code provides that the Commission may issue any rules and regulations necessary or appropriate for the administration and enforcement of Title 38.2 of the Code.

The rules and regulations issued by the Commission pursuant to § 38.2-223 of the Code are set forth in Title 14 of the Virginia Administrative Code. A copy may also be found at the Commission's website: <http://www.scc.virginia.gov/case>.

The Bureau of Insurance ("Bureau") has submitted to the Commission a proposal to repeal the rules set forth in Chapter 10 of Title 14 of the Virginia Administrative Code, entitled "Accident Airtrip Insurance," 14 VAC 5-10-10 ("Rules").

The Virginia General Assembly enacted § 38.2-1807 of the Code in 1958. This Code section allows insurers that are qualified to transact business in the Commonwealth of Virginia and to write accident airtrip insurance to solicit applications for and issue accident airtrip insurance policies by means of mechanical vending machines in public airports. In addition, this Code section requires that such mechanical vending machines be under the supervision of an





appointed agent and that the insurer comply with all requirements prescribed by the Commission for the conduct of this business. Chapter 10 was promulgated as a result. The repeal of Chapter 10 is necessary because the use of mechanical vending machines in public airports for the solicitation of applications for and the issuance of accident airtrip insurance policies is now obsolete.

NOW THE COMMISSION is of the opinion that Chapter 10 of Title 14 of the Virginia Administrative Code should be considered for repeal.

Accordingly, IT IS ORDERED THAT:

(1) The proposal that Chapter 10 of Title 14 of the Virginia Administrative Code be repealed, is attached hereto and made a part hereof.

(2) All interested persons who desire to comment in support of or in opposition to, or request a hearing to oppose repealing Chapter 10 of Title 14 of the Virginia Administrative Code, shall file such comments or hearing request on or before April 15, 2016, with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Interested persons desiring to submit comments electronically may do so by following the instructions at the Commission's website:

<http://www.scc.virginia.gov/case>. All comments shall refer to Case No. INS-2016-00045.

(3) If no written request for a hearing on the proposal to repeal Chapter 10 of Title 14 of the Virginia Administrative Code is received on or before April 15, 2016, the Commission, upon consideration of any comments submitted in support of or in opposition to the proposal, may repeal the Rules.

(4) AN ATTESTED COPY hereof, together with a copy of the proposal to repeal the Rules, shall be sent by the Clerk of the Commission to the Bureau in care of Deputy

STATE CORPORATION COMMISSION, BUREAU OF INSURANCE

Accident Airtrip Insurance

CHAPTER 10

ACCIDENT AIRTRIP INSURANCE

~~14VAC5-10-10. Location, maintenance, repair of machines, methods of advertisement.~~
~~(Repealed.)~~

~~The machines in each public airport shall be placed under the supervision of a licensed insurance agent.~~

~~The machines shall be mechanically efficient in operation and shall be adequately serviced. The licensed agent in charge shall be responsible for the enforcement of this section and he shall report to the Commissioner of Insurance promptly any defect or failure of a machine and shall repair or replace a defective machine as soon as possible after the defect or failure is discovered.~~

~~A specimen copy of the policy vended shall at all times be posted upon or attached to the outside of each machine in such manner as to give the prospective insured an opportunity to read or examine the provisions of the entire contract before he purchases a policy.~~

~~A plaque on the face of each machine should clearly state the amount of insurance furnished for the amount of premium charged, the territorial limits of the policy, and the kind or kinds of air carriers on which the insurance would be valid, as well as a warning that the application must be personally signed by the person whose life is to be insured. Such plaque shall also carry the name or names of the insurance company or companies issuing the policy and, as an insert or otherwise, the name and address of the licensed agent in charge.~~