SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 222 be amended to read as follows:

Page 1, line 7, after "(1) the" insert "**waiver**".
Page 1, line 7, delete "for which the exemption would be in effect".
Page 3, between lines 4 and 5, begin a new paragraph and insert:
"**(d) An insurer that removes a waiver under subsection (a)(2)(E) shall not consider the condition or any complication to which the waiver previously applied in making policy renewal and underwriting determinations.**
(e) Upon the expiration of the waiver period allowed under this section, the insurer:
(1) shall remove the waiver;
(2) shall not consider the condition or any complication to which the waiver previously applied in making policy underwriting determinations; and
(3) shall renew the policy in accordance with 45 CFR 148.122.".
Page 3, line 19, after "(1) the" insert "**waiver**".
Page 3, line 19, delete "for which the exemption would be in effect".
Page 4, between lines 36 and 37, begin a new paragraph and insert:
"**(g) An insurer that removes a waiver under subsection (b)(2)(E) shall not consider the condition or any complication to which the waiver previously applied in making policy renewal and underwriting determinations.**
(h) Upon the expiration of the waiver period allowed under this section, the insurer:
(1) shall remove the waiver;
(2) shall not consider the condition or any complication to which the waiver previously applied in making policy underwriting determinations; and
(3) shall renew the policy in accordance with 45 CFR 148.122.".
(Reference is to SB 222 as printed January 14, 2005.)

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Senator MILLER