

SUBCHAPTER DD. ASSESSMENT **28 TAC §3.4401**

INTRODUCTION. The Texas Department of Insurance adopts the repeal of 28 TAC Chapter 3, Subchapter DD, §3.4401, relating to Assessment. The repeal is adopted without changes to the proposal published in the May 13, 2016, issue of the *Texas Register* (41 TexReg 3426).

EXPLANATION. SB 1367, 83rd Legislature, Regular Session (2013), abolished the Texas Health Insurance Pool (THIP) and eliminated the need for Subchapter DD, which provided for assessments for the purpose of providing the funds necessary to carry out the powers and duties of the THIP. The subchapter is now unnecessary and should be repealed.

The adoption of the repeal will result in the elimination of unnecessary regulations.

SUMMARY OF COMMENTS. TDI did not receive any comments on the proposed repeal.

STATUTORY AUTHORITY. The repeal of §3.4401 is adopted under SB 1367, 83rd Legislature, Regular Session (2013), and Insurance Code §36.001. SB 1367 abolished the THIP and repealed Insurance Code Chapter 1506. Section 36.001 provides that the commissioner of insurance may adopt any rules necessary and appropriate to implement the powers and duties of TDI under the Insurance Code and other laws of this state.

TEXT.

Subchapter DD. Assessment.

§3.4401. Assessments.

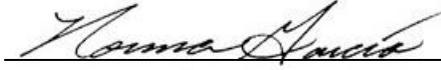
CERTIFICATION. This agency certifies that legal counsel has reviewed the adopted repeal and found it to be within the agency's legal authority to adopt.

4547

TITLE 28. INSURANCE
Part I. Texas Department of Insurance
Chapter 3. Life, Accident, and Health Insurance and Annuities

Adopted Section
Page 2 of 2

Issued at Austin, Texas, on June 24, 2016.



Norma Garcia
General Counsel
Texas Department of Insurance

The commissioner adopts the repeal of 28 TAC §3.4401.



David C. Mattax
Commissioner of Insurance

COMMISSIONER' S ORDER NO. **4547**