

**SUBCHAPTER O. NOTICE OF AVAILABILITY OF COVERAGE UNDER THE TEXAS HEALTH INSURANCE RISK  
POOL  
28 TAC §§21.2301 - 21.2306**

**INTRODUCTION.** The Texas Department of Insurance adopts the repeal of 28 TAC Chapter 21, Subchapter O, §§21.2301 - 21.2306, relating to Notice of Availability of Coverage under the Texas Health Insurance Risk Pool. The repeal is adopted without changes to the proposal published in the May 13, 2016, issue of the *Texas Register* (41 TexReg 3432).

**EXPLANATION.** SB 1367, 83rd Legislature, Regular Session (2013), abolished the Texas Health Insurance Pool (THIP) and eliminated the need for Subchapter O, which was "to facilitate public awareness of coverage under and enrollment in" 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 The subchapter is now unnecessary and should be repealed.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 §§21.2301 - 21.2306 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 SB 1367 abolished the THIP and repealed Insurance Code Chapter 1506.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 O. Notice of Availability of Coverage Under the Texas Health Insurance Risk Pool.**

**§21.2301. Purpose.**

# 4549

TITLE 28. INSURANCE  
Part I. Texas Department of Insurance  
Chapter 21. Trade Practices

Adopted Section  
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**§21.2302. Definitions.**

**§21.2303. Delivery of Notice.**

**§21.2304. Notice.**

**§21.2305. Form.**

**§21.2306. Compliance and Effective Date.**

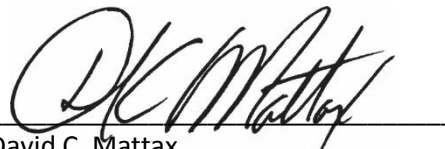
**CERTIFICATION.** This agency certifies that legal counsel has reviewed the adopted repeal and found it to be within the agency's legal authority to adopt.

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



Norma Garcia  
General Counsel  
Texas Department of Insurance

The commissioner adopts the repeal of 28 TAC §§21.2301 - 21.2306.



David C. Mattax  
Commissioner of Insurance

COMMISSIONER'S ORDER NO. **4549**