

Correction of Error

The Texas Department of Insurance submitted proposed amendments to 28 TAC §21.113(l)(5) in the February 10, 2023, issue of the *Texas Register* (48 TexReg 628). Due to an error as submitted by the agency, the new figure in 28 TAC §21.113(l)(5) was not published correctly. The correct figure is as follows:

Figure: 28 TAC §21.113(l)(5)

Item (6)

ACKNOWLEDGEMENT OF NONDUPLICATION
PLEASE READ CAREFULLY BEFORE SIGNING

<p>I _____, certify that I (Agent's Name)</p> <p>have done the following:</p> <ol style="list-style-type: none"> 1. Informed the undersigned applicant of the right to have all existing health insurance policies presently in force reviewed by me to determine whether duplicate coverage will occur with the issuance of this policy. 2. Reviewed the policies listed below and have found that duplication WILL or WILL NOT (circle one) occur with the issuance of the applied for policy. <p>_____ (Form Number)</p> <p>COMPANY POLICY TYPE OF NUMBER (#) POLICY</p> <p>_____ _____ _____ _____</p> <p>Check one:</p> <p>a. ___ Duplication will not occur because the above listed policy(ies) # _____ will be replaced by the applied-for policy _____ (form number). Justification for the replacement is (explain benefit to consumer)</p> <p>_____ _____</p> <p>b. ___ No health policies in force at this time.</p> <p>c. ___ Applicant has elected not to have the policy(ies) reviewed.</p> <p>_____ _____</p> <p>DATE AGENT/COMPANY REPRESENTATIVE</p>	<p style="text-align: center;">NOTICE TO CONSUMERS Age 65 and Older</p> <p>This Notice is required by the Texas Department of Insurance because of its concern that some consumers may buy unnecessary coverage or may replace their coverage needlessly. Buying too much coverage or replacing a policy may be a waste of your money.</p> <p>1. PURCHASING MORE THAN ONE POLICY OF EACH OF THE FOLLOWING TYPES MAY BE UNNECESSARY AND COSTLY:</p> <p><input type="checkbox"/> SPECIFIED DISEASE (CANCER, STROKE, ETC.)</p> <p><input type="checkbox"/> HOSPITAL INDEMNITY</p> <p><input type="checkbox"/> BASIC HOSPITAL EXPENSE OR BASIC MEDICAL/SURGICAL</p> <p><input type="checkbox"/> EXPENSE (THESE POLICIES ARE TYPIFIED BY A SCHEDULED BENEFIT PER ILLNESS)</p> <p><input type="checkbox"/> LONG-TERM CARE</p> <p>THE TEXAS DEPARTMENT OF INSURANCE CANNOT SAY WHETHER YOU SHOULD OR SHOULD NOT PURCHASE ANY OR ALL OF THESE POLICY TYPES. THE DECISION IS YOURS ALONE AND SHOULD BE DETERMINED BY YOUR NEEDS AND CIRCUMSTANCES.</p> <p>2. IF YOU HAVE MORE THAN ONE POLICY IN ANY OF THE ABOVE CATEGORIES, THE TEXAS DEPARTMENT OF INSURANCE STRONGLY URGES YOU TO GET A SECOND OPINION FROM SOMEONE YOU TRUST AS TO WHETHER YOU NEED MORE THAN ONE OF THESE POLICIES.</p> <p>3. IF YOU REPLACE EXISTING HEALTH INSURANCE POLICIES YOU MAY LOSE COVERAGE DURING A PERIOD OF TIME THAT NEW EXCLUSIONS, REDUCTIONS, LIMITATIONS, OR WAITING PERIODS MUST BE SERVED.</p> <p>4. THE TEXAS DEPARTMENT OF INSURANCE STRONGLY URGES YOU TO ALLOW YOUR INSURANCE AGENT OR COMPANY TO REVIEW ALL YOUR CURRENT HEALTH POLICIES PRIOR TO REPLACING EXISTING HEALTH COVERAGE OR PURCHASING ADDITIONAL HEALTH COVERAGE.</p>
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I certify that my right to have all of my existing health policies examined has been explained to me by the agent named above.

___ I have been informed that the policy for which I am applying WILL OR WILL NOT (circle one) result in duplicate coverage.

___ I have chosen to waive my right to have my policies reviewed to determine if they unnecessarily duplicate each other.

I have read the attached notice. Dated this ___ day of _____, 20 ___.

APPLICANT

Item (7)

NOTICE TO CONSUMERS
AGE 65 AND OLDER

The Texas Department of Insurance requires that this Notice be given to you at the time you receive a policy.

State law gives you the right to review this policy and return it for a full premium refund if you are not satisfied. By law you have a minimum 10 days if you buy any individual accident and health insurance policy. The Texas Department of Insurance urges you to use this time to verify that this coverage is needed.

The Department is concerned that some consumers may buy unnecessary coverage or may replace their coverage needlessly. Buying too much coverage or replacing a policy may be a waste of your money.

1. PURCHASING MORE THAN ONE POLICY OF EACH OF THE FOLLOWING TYPES MAY BE UNNECESSARY AND COSTLY:

- SPECIFIED DISEASE (CANCER, STROKE, ETC.)
- HOSPITAL INDEMNITY
- BASIC HOSPITAL EXPENSE OR BASIC MEDICAL/SURGICAL
- EXPENSE (THESE POLICIES ARE TYPIFIED BY A SCHEDULED BENEFIT PER ILLNESS)
- LONG-TERM CARE

THE TEXAS DEPARTMENT OF INSURANCE CANNOT SAY WHETHER YOU SHOULD OR SHOULD NOT PURCHASE ANY OR ALL OF THESE POLICY TYPES. THE DECISION IS YOURS ALONE AND SHOULD BE DETERMINED BY YOUR NEEDS AND CIRCUMSTANCES.

2. IF YOU HAVE MORE THAN ONE POLICY IN ANY OF THE ABOVE CATEGORIES, THE TEXAS DEPARTMENT OF INSURANCE STRONGLY URGES YOU TO GET A SECOND OPINION FROM SOMEONE YOU TRUST AS TO WHETHER YOU NEED MORE THAN ONE OF THESE POLICIES.

3. IF YOU REPLACE EXISTING HEALTH INSURANCE POLICIES YOU MAY LOSE COVERAGE DURING A PERIOD OF TIME THAT NEW EXCLUSIONS, REDUCTIONS, LIMITATIONS, OR WAITING PERIODS MUST BE SERVED.