

211 CMR 16.00: PETITIONS FOR THE ADOPTION, AMENDMENT OR REPEAL OF REGULATIONS

Section

16.01: Scope of Regulation and Definition

16.02: Petition for Adoption of Regulations

16.01: Scope of Regulation and Definition

- (1) Scope. 211 CMR 16.00 governs the procedures to be followed when petitioning the Division to adopt, amend or repeal rules and regulations.
- (2) Definition. As used in 211 CMR 16.00, except as otherwise required by the context:
  - (a) Division means the Division of Insurance of the Commonwealth of Massachusetts.
  - (b) Commissioner means the Commissioner of Insurance appointed under the provisions of M.G.L. c. 26, § 6, or his designee.

16.02: Petition for Adoption of Regulations

- (1) Submission of Petition. Any interested person or his duly authorized representative may petition the Division to adopt, amend, or repeal any regulation. A petition shall set forth the text of the proposed regulations, drafted clearly and concisely, and shall include a memorandum explaining the reasons for the proposed adoption, amendment or repeal of the regulations.
- (2) Consideration and Disposition of Petitions. Upon receipt of a petition for the adoption, amendment, or repeal of a regulation submitted pursuant to 211 CMR 16.02(1), the Commissioner shall determine whether to schedule the petition for further proceedings in accordance with M.G.L. c. 30A, §§ 2 and 3. Written notice of the disposition of the petition shall be sent to the petitioner within ten days of the Commissioner's decision.

REGULATORY AUTHORITY

211 CMR 16.00: M.G.L. c. 30A, § 4.

(PAGES 97 AND 98 ARE RESERVED FOR FUTURE USE.)