

## RULE IMPACT STATEMENT

### 1. RULE

#### Proposed PERMANENT rules:

Title 365.	Insurance Department
Chapter 40.	Health Maintenance Organizations (HMO)
Subchapter 3.	Financial
Part 3.	Holding Company System
365:40-3-14.	Prior approval pursuant to 36 O.S. § 6903(C) [AMENDED]
Subchapter 5.	Life, Accident and Health Division and Consumer Assistance and
Claims Division Rules	
Part 1.	General Provisions
365:40-5-2.	Form filings [NEW]

### 2. PURPOSE

The amendment to Section 365:40-3-14 requires submission of items required pursuant to 36 O.S. § 6903(C)(5) and (6) to the Rate and Form Compliance Division of the Oklahoma Insurance Department and requires an Amended Registration Statement (HMO Form B) to be filed for all items approved by the Insurance Commissioner. The amendment also provides that approvals granted under other administrative rules of the Insurance Department will not be superseded nor transactions occurring prior to July 14, 2010.

A new Section 365:40-5-5 requires all group and individual contract forms and evidence of coverage or amendments thereto to be filed electronically for approval before use pursuant to 36 O.S. §§ 6903(C)(5) and (6) and 6908(E),(F) and (G). An appropriate fee shall accompany the filings, which must be filed with the Rate and Form Compliance Division of the Oklahoma Insurance Department.

### 3. CLASSES AFFECTED:

- A. Health maintenance organizations
- B. Health maintenance organization producers

### 4. COST IMPACTS ON PRIVATE OR PUBLIC ENTITIES:

No information

### 5. CLASSES BENEFITTED:

- A. Health maintenance organizations
- B. Health maintenance organization producers
- C. Individual contract holders
- D. Group contract holders

### 6. ECONOMIC IMPACT:

Unknown

### 7. PROBABLE COST TO AGENCY AND EFFECT ON STATE REVENUES:

None Anticipated

### 8. SOURCE OF REVENUE:

Normal yearly budgeted funds

**9. MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS:**

None

**10. EFFECT ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT:**

Unknown

**11. LESS COSTLY/LESS INTRUSIVE METHODS:**

Unknown

**12. EFFECT ON PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF RULE NOT IMPLEMENTED:**

Unknown

**13. EFFECT ON SMALL BUSINESS**

Implementation of the proposed rule will not have an adverse effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act.

**14. DATE PREPARED:**

January 15, 2010