

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

HOUSE BILL 2360

4
5 By: Representative Bradford
6 By: Senator Miller

For An Act To Be Entitled

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10 AN ACT TO AMEND ARKANSAS CODE 23-67-304(K) (5) TO
11 ESTABLISH THE FREQUENCY WITH WHICH THE INSURANCE
12 COMMISSIONER CONDUCTS A COMPREHENSIVE PERFORMANCE
13 REVIEW OF THE PLAN ADMINISTRATOR OF ARKANSAS'
14 WORKERS' COMPENSATION INSURANCE PLAN; AND FOR
15 OTHER PURPOSES.

Subtitle

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18 AN ACT TO AMEND ARKANSAS CODE 23-67-304
19 (K) (5) TO ESTABLISH A COMPREHENSIVE
20 PERFORMANCE REVIEW OF THE PLAN
21 ADMINISTRATOR OF ARKANSAS' WORKERS'
22 COMPENSATION INSURANCE PLAN.

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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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27 SECTION 1. Arkansas Code 23-67-304(K) (5), concerning the frequency
28 with which the Insurance Commissioner conducts a comprehensive performance
29 review of the plan administrator of Arkansas' Workers' Compensation Insurance
30 Plan, is amended to read as follows:

31 ~~(5)(A) The commissioner shall conduct a performance review on~~
32 ~~the plan administration and each servicing carrier promptly after the end of~~
33 ~~each calendar year.~~

34 ~~(B) This performance review may be conducted by the~~
35 ~~commissioner to the extent deemed necessary for the proper operation of the~~
36 ~~plan.~~

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(A)(i) The commissioner shall conduct a comprehensive performance review of the plan administrator and each servicing carrier within the first half of the third year of any plan administrator or servicing carrier competitive selection period as often as the commissioner deems advisable, which shall not be less frequent than once every five (5) years to the extent necessary for the proper operation of the plan.

(ii) The commissioner shall conduct a performance review of each servicing carrier as often as the commissioner deems advisable in order to assure adequate levels of service.

(B) This comprehensive performance review shall be conducted independently of any other performance review conducted by an organization owned or controlled by the insurance carriers.

(C) A report of this review and action taken to improve plan performance shall be made to the Legislative Council and the House and Senate Interim Committees on Insurance and Commerce no later than September 1 after the calendar year reviewed.