

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: H4/4/13 S4/10/13

A Bill

HOUSE BILL 1419

5 By: Representative J. Burris
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For An Act To Be Entitled

8 AN ACT TO REGULATE THE PRACTICES OF HEALTH INSURANCE
9 COMPANIES; TO PROHIBIT THE ACCUMULATION OF EXCESS
10 INCOME, RESERVES, CAPITAL, CAPITAL SURPLUS, OR
11 INVESTMENT SAVINGS IN THE COURSE OF PROVIDING HEALTH
12 INSURANCE; AND FOR OTHER PURPOSES.
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Subtitle

15 TO REGULATE THE PRACTICES OF HEALTH
16 INSURANCE COMPANIES; AND TO PROHIBIT THE
17 ACCUMULATION OF EXCESS INCOME, RESERVES,
18 CAPITAL, CAPITAL SURPLUS, OR INVESTMENT
19 SAVINGS IN THE COURSE OF PROVIDING HEALTH
20 INSURANCE.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 *SECTION 1. Arkansas Code § 23-79-109(a)(1)(A), concerning the filing*
27 *and approval of forms filed with the Insurance Commissioner, is amended to*
28 *read as follows:*

29 *(a)(1)(A)(i) No basic insurance policy, or annuity contract form, or*
30 *application form when written application is required and is to be made a*
31 *part of the policy or contract, or printed rider or endorsement form or form*
32 *of renewal certificate, shall be issued, delivered, or used as to a subject*
33 *of insurance resident, located, or to be performed in this state unless the*
34 *form has been filed with and approved by the Insurance Commissioner and, in*
35 *the case of individual accident and health contracts, the rates have been*
36 *filed with and approved by the commissioner.*



1 (ii)(a) The commissioner may consider a nonprofit
2 insurer's surplus levels in determining whether a proposed rate is excessive.

3 (b) Subdivision (a)(1)(A)(ii)(a) of this
4 section does not apply to a nonprofit insurer that offers only limited scope
5 dental benefits.

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7 /s/J. Burris
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