

STATE OF OHIO
DEPARTMENT OF INSURANCE
50 West Town Street, 3rd Floor, Suite 300
Columbus, Ohio 43215

IN THE MATTER OF PUBLIC :
HEARING FOR THE AMENDMENT OF :
OHIO ADMINISTRATIVE CODE SECTIONS : NOTICE OF PUBLIC HEARING
3901-3-01, 3901-3-02, 3901-4-02, AND :
3901-8-11 :

Pursuant to section 119.03 of the Ohio Revised Code, the Superintendent of Insurance, State of Ohio, will hold a public hearing at 10:00 a.m., on Monday, September 20, 2021, to consider the amendment of Ohio Administrative Code sections 3901-3-01 Requirement for approval of the proposed acquisition of control of or merger with a domestic insurer, 3901-3-02 Regulation and registration of insurers under the insurance holding company regulatory act, 3901-4-02 Long-term care partnership program, and 3901-8-11 Unfair health claims practices. Due to the COVID-19 pandemic and social distancing concerns, the hearing will be conducted remotely by video conferencing coordinated by the Ohio Department of Insurance (“Department”). Instructions and a web link and/or telephone number for accessing the hearing will be provided on the Department’s web site, www.insurance.ohio.gov. Alternatively, a request for the web link and/or telephone number may be submitted to ecomment@insurance.ohio.gov.

The purpose of rule 3901-3-01, requirement for approval of the proposed acquisition of control of or merger with a domestic insurer, is to establish the content of and form to be used in the application for approval of the proposed transaction with an insurer domiciled in this state.

The proposed amendments to rule 3901-3-01 are to modernize requirements in accordance with a request from the common sense initiative office (CSI). Recommended amendments remove the requirement that both paper and electronic copies of filings are required as applicable to the rule. Amendments will allow a company to submit the filing in either form, paper or electronic.

The purpose of rule 3901-3-02, regulation and registration of insurers under the insurance holding company regulatory act, is to interpret certain terms, establish standards, and to promulgate forms to be adhered to in the regulation and registration of insurers authorized to do business in this state.

The proposed amendments to rule 3901-3-02 are to modernize requirements in accordance with a request from the common sense initiative office (CSI). Recommended amendments

remove the requirement that both paper and electronic copies of filings are required as applicable to the rule. Amendments will allow a company to submit the filing in either form, paper or electronic.

The purpose of rule 3901-4-02 is to implement a state long-term care partnership program in Ohio. The rule sets the requirements on how to obtain a "partnership qualified" long-term care policy, and the requirements on how to exchange such a policy.

The proposed amendment to rule 3901-4-02 is to modernize requirements in accordance with a request from the common sense initiative office (CSI). Recommended amendments is to provide mail delivery options as either paper or electronic; and that paper copies of policy information be made available by paper form when requested by a consumer.

The purpose of rule 3901-8-11 is to define certain additional unfair trade practices and to set forth minimum standards in connection with the investigation and disposition of health claims arising under policies, certificates or contracts issued pursuant to Ohio's insurance statutes, rules and regulations under Titles XVII and XXXIX of the Revised Code. Nothing herein shall be construed to create or imply a private cause of action for violation of this rule.

The proposed amendment to rule 3901-8-11 is to modernize requirements in accordance with a request from the common sense initiative office (CSI). Recommended amendment is to change the terminology in paragraph (E)(1)(c) from "type" to "font".

Requests for copies of these rules should be addressed to Tina Chubb, Ohio Department of Insurance, 50 West Town Street, 3rd Floor, Suite 300 Columbus, Ohio 43215, or proposed rules can be viewed online at www.insurance.ohio.gov.

Charles D. Bradford, Staff Attorney
3901-8-11

Kyla Dembowski, Staff Attorney
3901-4-02

Sean Sheridan, Staff Attorney
3901-3-01, 3901-3-02