

An Act relating to insurance; enacting the Health Maintenance Organization Act of 2003; defining terms; providing for certificates of authority for health maintenance organizations and procedures related thereto; authorizing promulgation of rules; specifying powers of health maintenance organizations; providing for fiduciary relationship; requiring fidelity bond or insurance; requiring health maintenance organizations to render services under certain quality of care; providing procedures concerning quality of care; requiring certain reports; providing for credentialing or recredentialing; defining terms; providing procedures for credentialing or recredentialing; specifying certain requirements, prohibitions and policies of health maintenance organizations; providing for health maintenance organization contracts and procedures related thereto; requiring certain reports and information be filed with the Insurance Commissioner; requiring health maintenance organizations to perform certain duties for subscribers; requiring grievance procedure; providing for investments of health maintenance organizations; requiring certain net worth for health maintenance organizations; providing a deposit requirement; requiring insolvency plans and procedures related thereto; providing for premium rates and procedures related thereto; providing for health maintenance organization producer license and procedures related thereto; providing for the organization and operation of health maintenance organizations; providing for examinations of health maintenance organizations by the Insurance Commissioner; providing for the suspension, revocation or denial of certificate of authorities; providing for administrative penalties; specifying consequences of insufficient net worth; specifying procedures for the rehabilitation, liquidation or conservation of a health maintenance organization; giving Insurance Commissioner certain powers; requiring certain fees; providing penalties for certain violations; making certain laws inapplicable to health maintenance organization; specifying treatment of certain records and data and procedures related thereto; authorizing the State Commissioner of Health to enter into certain contracts; prohibiting certain agreements; authorizing coordination of benefits plans; requiring the Insurance Commissioner to levy assessments under certain circumstances; providing for use of the assessments; providing procedures regarding the assessment; requiring health maintenance organizations to provide basic health care services; providing procedures and requirements regarding health care services; providing for severability; enacting the Risk-based Capital (RBC) for Health Maintenance Organizations Act of 2003; defining terms; requiring domestic and foreign health maintenance organizations to provide certain report to the Insurance Commissioner; specifying content of report; requiring a RBC plan under certain circumstances; specifying contents of plan; providing requirements and procedures regarding the plan; requiring the Insurance Commissioner to take certain actions under certain circumstances; providing for hearings under certain circumstances; making certain information confidential; specifying duties of the Insurance Commissioner regarding certain documents; providing for applicability of act; authorizing promulgation of rules; authorizing exemptions from the act; prohibiting liability under certain circumstances; providing for severability; providing for effectiveness of notices; specifying in lieu of provisions; amending 36 O.S. 2001, Section 1219, which relates to insurance claims; modifying definitions; amending 36 O.S. 2001, Section 1250.2, which relates to the Unfair Claims Settlement Practices Act; modifying definition; specifying certain duties of the State Department of Health; amending 36 O.S. 2001, Section 624, which relates to report and payment of premiums, fees and taxes; deleting exception to a license fee; modifying entity authorized to revoke license; amending 36 O.S. 2001, Section 1802, which relates

to supervision and conservatorship of insurers; modifying definition; amending 36 O.S. 2001, Section 1901, which relates to rehabilitation and liquidation of insurers; modifying definition; repealing 63 O.S. 2001, Sections 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2508.1, 2509, 2510, 2511, 2512, 2513, 2514, 2525.2, 2525.3, as amended by Section 4, Chapter 156, O.S.L. 2002, 2525.4, 2525.5, as amended by Section 5, Chapter 156, O.S.L. 2002, 2525.6 and 2525.7 (63 O.S. Supp. 2002, Sections 2525.3 and 2525.5); providing for codification; and providing an effective date.