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1		INSURANCE REVISIONS		
2		2016 GENERAL SESSION		
3		STATE OF UTAH		
4	Chief Sponsor: James A. Dunnigan			
5		Senate Sponsor: Curtis S. Bramble		
6 7	LONG T	ITLE		
8	General 1	Description:		
9	Th	nis bill modifies provisions related to insurance.		
10	Highligh	ted Provisions:		
11	Th	nis bill:		
12	•	corrects citations;		
13	•	amends definitions;		
14	•	modifies language related to comparison tables;		
15	•	addresses compliance with PPACA and administrative rules;		
16	•	addresses application of vehicle protection product warranties under the statute;		
17	•	modifies the Risk Retention Groups Act, including:		
18		• amending definitions;		
19		• imposing requirements on risk retention groups chartered in this state;		
20		<ul> <li>providing that countersignatures are not required;</li> </ul>		
21		<ul> <li>addressing purchasing groups;</li> </ul>		
22		<ul> <li>addressing the role of producers; and</li> </ul>		
23		• granting rulemaking authority;		
24	•	addresses credit allowed a domestic ceding insurer against reserves for reinsurance;		
25	•	lists in what form security may be in for purposes of asset or reduction from liability		
26	for reinsu	rance ceded by a domestic insurer to another assuming insurer;		
27	•	addresses rulemaking authority of the commissioner;		
28	•	provides when a motor vehicle liability policy may be rescinded or cancelled;		
29	•	modifies reference to husband and wife;		

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30	<b>&gt;</b>	addresses insurance for alcohol and drug dependency treatment;		
31	•	provides that violation of an order by a regulatory agency in any jurisdiction may be		
32	grounds for discipline;			
33	•	addresses continuing education requirements;		
34	•	provides that a person's variable contracts line of authority is cancelled when that		
35	person's se	ecurities license is no longer active;		
36	•	addresses insurer's liability if the insured pays a premium to a licensee or group		
37	policyholder;			
38	•	addresses licensee compensation disclosures;		
39	•	addresses exemption from claims filing requirements;		
40	•	modifies citations related to allowance of contingent and unliquidated claims;		
41	•	amends training requirements for insurance producers related to the Health		
42	Insurance	Exchange;		
43	•	requires insurers to have antifraud plans;		
44	•	amends definitions related to captive insurers;		
45	•	addresses the application of the Risk Retention Groups Act to captive insurers;		
46	•	modifies provisions related to reinsurance and captive insurance companies;		
47	•	amends reporting requirements for captive insurance companies;		
48	•	clarifies timing of examinations of captive insurance companies;		
49	•	addresses assessments related to title insurance;		
50	•	modifies provisions related to the Title Insurance Recovery, Education, and		
51	Research	Fund Act;		
52	•	modifies the repeal date for specified statutory provisions;		
53	•	repeals provisions related to employee welfare funds and plans;		
54	•	repeals provisions related to credit allowed a foreign ceding insurer;		
55	•	makes technical and conforming amendments;		
56	<b>•</b>	reauthorizes the Health Reform Task Force until December 30, 2017; and		
57	<b>•</b>	amends the duties of the task force.		

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4342	Section 47. Section 63I-2-231 is amended to read:
4343	63I-2-231. Repeal dates, Title 31A.
4344	(1) Section 31A-22-315.5 is repealed July 1, [2016] 2019.
4345	(2) Title 31A, Chapter 42, Defined Contribution Risk Adjuster Act, is repealed [July 1,
4346	<del>2016</del> ] <u>December 31, 2018</u> .
4347	Section 48. Health Reform Task Force Creation Membership Interim rules
4348	followed Compensation Staff.
4349	(1) There is created the Health Reform Task Force consisting of the following 11
4350	members:
4351	(a) four members of the Senate appointed by the president of the Senate, no more than
4352	three of whom may be from the same political party; and
4353	(b) seven members of the House of Representatives appointed by the speaker of the
4354	House of Representatives, no more than five of whom may be from the same political party.
4355	(2) (a) The president of the Senate shall designate a member of the Senate appointed
4356	under Subsection (1)(a) as a cochair of the task force.
4357	(b) The speaker of the House of Representatives shall designate a member of the House
4358	of Representatives appointed under Subsection (1)(b) as a cochair of the task force.
4359	(3) In conducting its business, the task force shall comply with the rules of legislative
4360	interim committees.
4361	(4) Salaries and expenses of the members of the task force shall be paid in accordance
4362	with Section 36-2-2 and Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation.
4363	(5) The Office of Legislative Research and General Counsel shall provide staff support
4364	to the task force.
4365	Section 49. Duties Interim report.
<del>4366</del>	(1) The task force shall review and make recommendations on the following issues:

(a) substance abuse and mental health;

(c) health professional licensing;

(b) telehealth services;

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4370	(d) regulation of health maintenance organizations and preferred provider
4371	organizations;
4372	(e) balanced billing for covered medical services;
4373	(f) re-codification of the health insurance related parts of Title 31A, Insurance Code;
4374	(g) the state Medicaid program; and
4375	(h) the efficacy of managed care for dental services under Medicaid.
4376	(2) A final report, including any proposed legislation, shall be presented to the
4377	Business and Labor Interim Committee before November 30, 2016.
4378	Section 50. Repealer.
4379	This bill repeals:
4380	Section 31A-13-101, Scope.
4381	Section 31A-13-102, Regulation in general.
4382	Section 31A-13-103, Registration.
4383	Section 31A-13-104, Commissioner to file information.
4384	Section 31A-13-105, Reports to employers and employees.
4385	Section 31A-13-106, Annual accounting by insurance companies, service plans,
4386	and corporate trustees and agents.
4387	Section 31A-13-107, Commissioner's remedies.
4388	Section 31A-13-108, Investments.
4389	Section 31A-13-109, Political activities.
4390	Section 31A-17-404.2, Credit allowed a foreign ceding insurer.
4391	Section 51. Appropriation.
4392	Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for
4393	the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following sums of money
4394	are appropriated from resources not otherwise appropriated, or reduced from amounts
4395	previously appropriated, out of the funds or accounts indicated. These sums of money are in
4396	addition to amounts previously appropriated for fiscal year 2016-2017.
4397	To Legislature - Senate

4398	From General Fund, one-time		\$13,000
4399	Schedule of Programs:		
4400	Administration	<u>\$13,000</u>	
4401	To Legislature - House of Representatives		
4402	From General Fund, one-time		\$22,000
4403	Schedule of Programs:		
4404	Administration	<u>\$22,000</u>	
4405	Section 52. Repeal date.		
4406	Uncodified Sections 48 and 49 that create the Healt	h Reform Task Force are repealed	
4407	December 30, 2016.		

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