

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	04/20/2016	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 5/27/2016

2. COMAR Codification

Title Subtitle Chapter Regulation

31 10 21 03

3. Name of Promulgating Authority

Maryland Insurance Administration

4. Name of Regulations Coordinator

Catherine E Grason

Telephone Number

410-468-2201

Mailing Address

200 St. Paul Place, Suite 2700

City State Zip Code

Baltimore MD 21202

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Catherine.Grason@maryland.gov

5. Name of Person to Call About this Document

Catherine Grason

Telephone No.

410-468-2201

Email Address

catherine.grason@maryland.gov

6. Check applicable items:

- New Regulations
- Amendments to Existing Regulations
 - Date when existing text was downloaded from COMAR online: 4/13/16.
- Repeal of Existing Regulations
- Recodification
- Incorporation by Reference of Documents Requiring DSD Approval
- Reproposal of Substantively Different Text:

: Md. R
 (vol.) (issue) (page nos) (date)

Under Maryland Register docket no.: --P.

7. Is there emergency text which is identical to this proposal:

- Yes No

8. Incorporation by Reference

Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

9. Public Body - Open Meeting

- OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to General Provisions Article, §3-302(c), Annotated Code of Maryland.
- OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

10. Children's Environmental Health and Protection

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

11. Certificate of Authorized Officer

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Lisa Hall, Assistant Attorney General, (telephone #410-468-2030) on 4/18/16. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Alfred W. Redmer, Jr.

Title

Insurance Commissioner

Telephone No.

410-468-2090

Date

4/19/16

Title 31
MARYLAND INSURANCE ADMINISTRATION

Subtitle 10 HEALTH INSURANCE — GENERAL

31.10.21 Private Review Agents

Authority: Insurance Article, §§2-109(a)(1) and 15-10B-03(h), Annotated Code of Maryland

Notice of Proposed Action

[]

The Insurance Commissioner proposes to amend Regulation .03 under COMAR 31.10.21 Private Review Agents.

Statement of Purpose

The purpose of this action is to repeal the requirement in Regulation .03A that a private review agent shall submit any revisions or modifications of specific criteria to the Commissioner at least 10 days before using the modified specific criteria and standards. This filing requirement is derived from Insurance Article, §15-10B-05(b), Annotated Code of Maryland, which has been repealed by House Bill 798, Chapter 121, Acts of the General Assembly of 2016.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Catherine Grason, Director of Regulatory Affairs, Maryland Insurance Administration, 200 St. Paul Place, Ste. 2700, Baltimore, MD 21202, or call 410-468-2201, or email to insuranceregreview.mia@maryland.gov, or fax to 410-468-2020. Comments will be accepted through June 27, 2016. A public hearing has not been scheduled.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 17

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

No

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

No funds are needed to implement the proposed amendment to the regulations.

E. If these regulations have no economic impact under Part A, indicate reason briefly:

The repeal of Regulation .03A is being made to be consistent with the change to §15-10B-05 of the Insurance Article, which was made by House Bill 798, Chapter 121, Acts of 2016. The change does not add any additional requirements or repeal requirements that have not already been repealed by law.

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

The repeal of Regulation .03A is being made to be consistent with the change to §15-10B-05 of the Insurance Article, which was made by House Bill 798, Chapter 121, Acts of 2016. The change does not add any additional requirements or repeal requirements that have not already been repealed by law.

G. Small Business Worksheet:

Attached Document:

Title 31 MARYLAND INSURANCE ADMINISTRATION

Subtitle 10 HEALTH INSURANCE — GENERAL

Chapter 21 Private Review Agents

Authority: Insurance Article, §§2-109(a)(1) and 15-10B-03(h), Annotated Code of Maryland

.03 Specific Criteria and Standards.

[A. Revisions or Modifications. A private review agent shall submit any revisions or modifications of specific criteria and standards to the Commissioner at least 10 days before using the modified specific criteria and standards while conducting utilization review of proposed or delivered services.]

[B.] A.-[C.] B. (text unchanged)

