

**AGENDA**  
**FINANCIAL SERVICES COMMISSION**  
**Office of Insurance Regulation**

**July 29, 2008**

**MEMBERS**

Governor Charlie Crist  
Attorney General Bill McCollum  
Chief Financial Officer Alex Sink  
Commissioner Charles Bronson

**Contact: Monte Stevens**  
**(850-413-2571)**

9:00 A. M.  
LL-03, The Capitol  
Tallahassee, Florida

| <b>ITEM</b> | <b>SUBJECT</b> | <b>RECOMMENDATION</b> |
|-------------|----------------|-----------------------|
|-------------|----------------|-----------------------|

1. Minutes of the Financial Services Commission for: February 26, 2008, March 25, 2008, April 15, 2008, and May 13, 2008.

**(ATTACHMENT 1)**

**FOR APPROVAL**

2. Request for Approval to Adopt Proposed Rule 69O-203.070; Annual and Quarterly Reports; Forms

Section 636.043, F.S. states that a Prepaid Limited Health Service Organization ("PLHSO") is to file an annual report with the Office of Insurance Regulation (Office) on forms prescribed by the Commission.

Under the current rule, which was adopted in 1994, the PLHSO's file their annual statements on forms specifically created for Florida PLHSO's.

Under this rule amendment, the annual reports are to be filed on the NAIC forms ("blanks") that are used for this purpose by all health insurers throughout the US. This promotes nation-wide uniformity and reduces frictional costs of making these filings.

**(ATTACHMENT 2)**

**APPROVAL FOR FINAL ADOPTION**

3. Request for Approval to Adopt proposed Rule 69O-157.004,.104,.114,.117; Long Term Care Out-of-State Group

HB 947 was passed during the 2007 Regular Legislative Session mandating two specific changes relating to Long Term Care law. First, it states that after 24 months, a long term care

policy is incontestable, and secondly, it removes the clause which prohibited a long term care policy from providing for less than 24 consecutive months for nursing home care.

**(ATTACHMENT 3)**

**APPROVAL FOR FINAL ADOPTION**

4. Request for Approval to Adopt Proposed Rule 69O-167.004; Required Preinsurance Inspection of Private Passenger Motor Vehicles

Section 627.744, F.S. requires auto insurers that are insuring cars that have gone two years without insurance to perform a preinsurance inspection. The statute authorizes the Commission to adopt a form, by rule, for the purposes of this section. This amendment adopts a revision to the existing form to comply with changes in the statute.

**(ATTACHMENT 4)**

**APPROVAL FOR FINAL ADOPTION**

5. Request for Approval for Publication of Proposed Rule 69O-170 Part IV; Repeal; Rate Filings Arbitration Rule of Procedure.

Section 627.062, F.S. formerly provided that when the Office disapproved a rate filing for property and casualty insurance the insurer had the right to require its appeal of the disapproval be handled by arbitration. These rules were promulgated to set up a procedure by which that arbitration would take place.

Subsequent to the promulgation of these rules, section 627.062, F.S. was amended, and now provides that the right to arbitration will no longer apply to these rate filings, and will not apply to rate filings made before January 1, 2009. Consequently, these rules need to be repealed.

**(ATTACHMENT 5)**

**APPROVAL FOR PUBLICATION**