

SENATE No. 487

The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Rodrigues

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the Division of Insurance to notify health plans of its rate decision at least 60 days prior to the effective date.

PETITION OF:

NAME:

Michael J. Rodrigues

DISTRICT/ADDRESS:

First Bristol and Plymouth

SENATE No. 487

By Mr. Rodrigues, a petition (accompanied by bill, Senate, No. 487) of Michael J. Rodrigues for legislation relative rate decisions by the Division of Insurance. Financial Services.

The Commonwealth of Massachusetts

—————
In the Year Two Thousand Thirteen
—————

An Act relative to the Division of Insurance to notify health plans of its rate decision at least 60 days prior to the effective date.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 6 of chapter 176J is hereby amended by striking out subsection (f)
2 and inserting in place thereof the following subsection:-

3 (f) If the commissioner disapproves the rate submitted by a carrier the commissioner shall
4 notify the carrier in writing no later than 60 days prior to the proposed effective date of the
5 carrier’s rate. If the commissioner fails to issue a written decision 60 days prior to the proposed
6 effective date of the rate, the carrier’s proposed base rates shall be deemed approved. If the
7 carrier’s proposed based rate has been disapproved, the carrier may submit a request for hearing
8 with the division of insurance within 10 days of such notice of disapproval. The division must
9 schedule a hearing within 10 days of receipt. The commissioner shall issue a written decision
10 within 30 days after the conclusion of the hearing.