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In House Finance

INSCD8            Maximum allowable cost for prescriptions

No provision.

R.C.            *3901.43, 3901.431, and 3901.432*

Regulates maximum allowable cost prescription limitations imposed by insurers. Specifies requirements related to a contract between a pharmacy benefit manager (PBM) and a pharmacy.

No provision.

Requires PBMs to register with the Superintendent of Insurance. Requires the Superintendent to adopt rules related to the registration application, fees, and fines associated with the PBM registration requirements.

**Fiscal effect: May increase the Department of Insurance's administrative costs related to registering and regulating PBMs. Any increase in such costs would be paid from the Department of Insurance Operating Fund (Fund 5540). The Superintendent of Insurance is allowed to impose fees and fines associated with registering and regulating PBMs. The amount of such revenue would depend on the amounts set for any fees, the number of PBM applicants, and the amount of fines imposed and collected.**

INSCD7            Health insurer required provision of information

No provision.

R.C.            *3901.241*

Requires insurers offering health benefit plans through an exchange to make available a list of the top 20% of services and an insured's expected contribution for each service to individuals seeking information on the plan.

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No provision.

Specifies that an insurer that does not provide the required information is committing an unfair and deceptive practice in the business of insurance under section 3901.21 of the Revised Code.

**Fiscal effect: May increase the Department of Insurance's administrative costs related to the requirement. Any increase in such costs would be paid from the Department of Insurance Operating Fund (Fund 5540).**

INSCD5

Surplus lines affidavit

No provision.

R.C. 3905.33

Replaces the surplus lines affidavit, required under continuing law to be completed for every insurance policy placed in the surplus lines market, with a signed statement serving a similar purpose, that does not need to be notarized.

**Fiscal effect: None.**

INSCD6

Use of genetic information by insurers

No provision.

R.C. 3923.66, 1739.05, 1751.18, and 1751.65

Prohibits health insuring corporations, which are already prohibited from using genetic information in relation to reviewing applications, determining insurability, or determining benefits, from using genetic information in setting premium rates.

No provision.

Prohibits sickness and accident insurers, public employee benefit plans, and multiple employer welfare arrangements from using genetic information in relation to reviewing

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No provision.

applications, determining insurability, determining benefits, or setting premiums.  
Specifies that sickness and accident insurers are subject to the jurisdiction of the Superintendent of Insurance under section 3901.04 of the Revised Code if such insurers violate the prohibition related to the usage of genetic information.

INSCD1

Market conduct examination

Section: 303.10

Allows the Superintendent of Insurance to assess the cost of conducting a market conduct examination of an insurer against the insurer. Allows the Superintendent to enter into consent agreements to impose administrative assessments or fines for violations of insurance laws or rules. Specifies that all costs, assessments, and fines collected must be deposited to the Department of Insurance Operating Fund (Fund 5540).

**Fiscal effect: Potential revenue gain for Fund 5540.**

Section: 303.10

Same as the Executive.

**Fiscal effect: Same as the Executive.**

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**INSCD2            Examinations of fraternal benefit societies**

**Section: 303.10**

Allows the Director of Budget and Management, at the request of the Superintendent of Insurance, to transfer funds from the Department of Insurance Operating Fund (Fund 5540) to the Superintendent's Examination Fund (Fund 5550). Specifies that the permitted transfer amount is limited to expenses incurred in examining domestic fraternal benefit societies.

**Section: 303.10**

Same as the Executive.

**INSCD3            Transfer from Fund 5540 to General Revenue Fund**

**Section: 303.10**

Requires the Director of Budget and Management to transfer \$5.0 million from the Department of Insurance Operating Fund (Fund 5540) to the GRF, not later than the thirty first day of July each fiscal year.

**Section: 303.10**

Same as the Executive.

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**INSCD4            Transfer of funds for captive insurance company regulation**

**Section: 303.20**

Allows the Director of Budget and Management to transfer up to \$1 million from the Department of Insurance Operating Fund (Fund 5540) to the Captive Insurance Regulation and Supervision Fund (Fund 5PT0) during fiscal years 2016 and 2017, to pay for necessary operating needs associated with regulating captive insurance companies in Ohio that will occur before receipts related to such regulation are deposited into Fund 5PT0. Requires the Director, in consultation with the Superintendent, to establish a schedule for repaying Fund 5540 for the amounts previously transferred.

**Section: 303.20**

Same as the Executive.