

By: Senator(s) Norwood, Simmons (12th)

To: Insurance

SENATE BILL NO. 2072

1 AN ACT TO REQUIRE EACH INSURER ISSUING HEALTH INSURANCE
 2 POLICIES FOR DELIVERY IN THIS STATE TO FILE WITH THE COMMISSIONER
 3 OF INSURANCE ITS PREMIUM RATES AND CLASSIFICATION OF RISKS
 4 PERTAINING TO THE POLICIES; TO REQUIRE APPROVAL BY THE
 5 COMMISSIONER OF INSURANCE BEFORE RATE FILINGS CONTAINING AN
 6 INCREASE IN PREMIUM RATES MAY BECOME EFFECTIVE; AND FOR RELATED
 7 PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 **SECTION 1.** (1) Each insurer issuing health insurance
 10 policies for delivery in this state shall, before use thereof,
 11 file with the Commissioner of Insurance its premium rates and
 12 classification of risks pertaining to such policies. The insurer
 13 shall adhere to its rates and classifications as filed with the
 14 commissioner. The insurer may change such filings from time to
 15 time as it deems proper.

16 (2) No filing under subsection (1) of this section that
 17 contains an increase in premium rates shall become effective until
 18 the commissioner has issued an order approving the filing. The
 19 commissioner may hold a hearing within thirty (30) days after
 20 receiving a filing under this section containing a rate increase,



21 and after the hearing shall issue a final order approving or
22 disapproving the filing.

23 (3) In approving or disapproving a filing under subsection
24 (1) of this section, the commissioner shall consider:

25 (a) Whether the benefits provided are reasonable in
26 relation to the premium charged;

27 (b) Previous premium rates for the policies to which
28 the filing applies; and

29 (c) The effect of the increase on policyholders.

30 (4) No insurer receiving the commissioner's approval of a
31 filing under this section shall submit a new filing containing a
32 rate increase for any of the same policies until at least six (6)
33 months have elapsed following the effective date of the approved
34 increase.

35 (5) At any time, the commissioner, after an administrative
36 hearing, may withdraw approval of rates previously approved under
37 this section if he or she determines that the benefits are no
38 longer reasonable in relation to the premium charged.

39 **SECTION 2.** This act shall take effect and be in force from
40 and after July 1, 2017.

