

Document: AROC Notice, **Register Page Number:** 28 IR 2814

Source: June 1, 2005, Indiana Register, Volume 28, Number 9

Disclaimer: This document was created from the files used to produce the official CD-ROM Indiana Register.

TITLE 760 DEPARTMENT OF INSURANCE

LSA Document #05-26

April 20, 2005

Chairperson, Administrative Oversight Committee
c/o Sarah Burkman
Legislative Services Agency

RE: Rule pursuant to IC 16-39-9-4

Dear Chairperson:

Pursuant to IC 16-39-9-4, (PL102-1994, effective July 1, 1994), the Commissioner of the Indiana Department of Insurance may adopt rules to adjust the costs that may be charged for providing copies of medical records. Within the last year the Department was contacted by representatives of the industry that provides copying services to health care providers requesting the Department to review these costs. The Department has determined that the rates set by IC 16-39-9 should be adjusted and has begun the rulemaking process as provided by IC 16-39-9-4.

The rulemaking authority was granted in 1994. However, since the rulemaking authority is discretionary it was not clear that it is exempt from the notice requirement of IC 4-22-2-19. Therefore, the Department is submitting this letter to comply with the requirement to notify the AROC if it has not begun the rulemaking process within sixty (60) days of the grant of authority.

Therefore, the Department of Insurance is hereby notifying the Administrative Rules Oversight Committee of its intent to promulgate a rule under IC 16-39-9-4. A notice of intent was published on March 1, 2005. A proposed rule will be published on May 1, 2005.

If you have any questions I can be reached at 232-0143.

Very truly yours,
Amy E. Strati