

# INDIANA DEPARTMENT OF INSURANCE RULEMAKING DOCKET

## LSA Document #18-69 – Medical Malpractice Insurance

### Subject Matter of the Rule:

Amends 760 IAC 1-21-2 concerning definitions. Amends 760 IAC 1-21-2.5 concerning proof of financial responsibility. Amends 760 IAC 1-21-7 regarding cash deposits. Amends 760 IAC 1-21-8 regarding surcharge for anesthesiologist assistants. Amends 760 IAC 1-21-8.5 regarding surcharge for nursing homes. Effective 30 days after filing with the Publisher.

### Notices Related to the Proposed Rule:

- Notice of Intent <http://www.in.gov/legislative/iac/20180207-IR-760180069NIA.xml.pdf>
- Proposed Rule <http://www.in.gov/legislative/iac/20180411-IR-760180069PRA.xml.pdf>
- Economic Impact Statement <http://www.in.gov/legislative/iac/20180411-IR-760180069EIA.xml.pdf>
- Notice of Public Hearing <http://www.in.gov/legislative/iac/20180411-IR-760180069PHA.xml.pdf>

### Public Comments May Be Made:

Via e-mail: [abeard@idoi.in.gov](mailto:abeard@idoi.in.gov)  
Via facsimile: (317) 234-6476  
Via U.S. mail: Amy Beard  
Department of Insurance  
311 West Washington Street  
Suite 103  
Indianapolis, IN 46204

### Time Within Which Public Comments May Be Made:

Public comments may be made now and through the date of the public hearing.

### Public Comments And Responses to Public Comments May Be Inspected Upon Request At:

Department of Insurance  
311 West Washington Street

Suite 103  
Indianapolis, IN 46204

**Public Hearing Information:**

Friday, May 4, 2018 at 10:00 a.m.  
Department of Insurance  
311 West Washington Street  
Suite 103  
Indianapolis, IN 46204

**Relevant Scientific and Technical Findings Related to the Proposed Rule:**

Milliman, Inc., the PCF's actuarial firm, issued a report to the PCF with respect to changes to nursing home surcharge rates. Based on this report, the Department determined that amendments to 760 IAC 1-21 are necessary.

**Estimated Timetable for Action\*:**

Date of filing of proposed rule: April 11, 2018  
Date of public hearing: May 4, 2018  
Date of final adoption: May 9, 2018  
Date of filing with the Office of the Attorney General: May 9, 2018  
Anticipated date of review by the Governor: May 17, 2018  
Anticipated effective date: July 1, 2018

\* This timeline is subject to change during the rulemaking process. This timeline will be updated when changes occur.

**LSA Document #18-70 – Physician Specialty Classes**

**Subject Matter of the Rule:**

Adds 760 IAC 1-60-1.1 concerning definitions. Amends 760 IAC 1-60-3 regarding physician specialty classes. Amends 760 IAC 1-60-5 regarding part-time and retired physicians. Adds 760 IAC 1-60-6 regarding surcharge owed by physicians holding multiple policies. Repeals 760 IAC 1-60-2. Effective 30 days after filing with the Publisher.

**Notices Related to the Proposed Rule:**

- Notice of Intent <http://www.in.gov/legislative/iac/20180207-IR-760180070NIA.xml.pdf>
- Proposed Rule <http://www.in.gov/legislative/iac/20180411-IR-760180070PRA.xml.pdf>

Last updated April 12, 2018

- Economic Impact Statement <http://www.in.gov/legislative/iac/20180411-IR-760180070EIA.xml.pdf>
- Notice of Public Hearing <http://www.in.gov/legislative/iac/20180411-IR-760180070PHA.xml.pdf>

**Public Comments May Be Made:**

Via e-mail: [abeard@idoi.in.gov](mailto:abeard@idoi.in.gov)  
Via facsimile: (317) 234-6476  
Via U.S. mail: Amy Beard  
Department of Insurance  
311 West Washington Street  
Suite 103  
Indianapolis, IN 46204

**Time Within Which Public Comments May Be Made:**

Public comments may be made now and through the date of the public hearing.

**Public Comments And Responses to Public Comments May Be Inspected Upon Request At:**

Department of Insurance  
311 West Washington Street  
Suite 103  
Indianapolis, IN 46204

**Public Hearing Information:**

Friday, May 4, 2018 at 10:30 a.m.  
Department of Insurance  
311 West Washington Street  
Suite 103  
Indianapolis, IN 46204

**Relevant Scientific and Technical Findings Related to the Proposed Rule:**

Milliman, Inc., the PCF's actuarial firm, issued a report to the PCF with respect to changes to the physician specialty classes. Based on this report, the Department determined that amendments to 760 IAC 1-60 are necessary.

**Estimated Timetable for Action\*:**

Date of filing of proposed rule: April 11, 2018  
Date of public hearing: May 4, 2018

Date of final adoption: May 9, 2018  
Date of filing with the Office of the Attorney General: May 9, 2018  
Anticipated date of review by the Governor: May 17, 2018  
Anticipated effective date: July 1, 2018

\* This timeline is subject to change during the rulemaking process. This timeline will be updated when changes occur.

## **LSA Document #18-157(E) — Insurance Holding Company Systems Emergency Rule**

### **Subject Matter of the Rule:**

Temporarily repeals 760 IAC 1-15.1-3.1 regarding exemptions for insurers subject to registration under IC 27-1-23-3. Statutory authority: IC 27-1-23-7. Effective December 31, 2017.

### **Notices Related to the Rule:**

- Emergency Rule <http://www.in.gov/legislative/iac/20180328-IR-760180157ERA.xml.pdf>

## **LSA Document #17-354(F) — Readoptions**

### **Subject Matter of the Rule:**

Readopts rules in anticipation of IC 4-22-2.5-2, providing that an administrative rule adopted under IC 4-22-2 expires January 1 of the seventh year after the year in which the rule takes effect unless the rule contains an earlier expiration date. Effective 30 days after filing with the Publisher.

### **Notices Related to the Rule:**

- Notice of Intent <http://www.in.gov/legislative/iac/20170809-IR-760170354RNA.xml.pdf>
- Final Rule <http://www.in.gov/legislative/iac/20171206-IR-760170354RFA.xml.pdf>