

FILED

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INSURANCE COMMISSIONER
OKLAHOMA

**BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA**

**IN RE: ELECTRONIC FILINGS OF ANTI-FRAUD)
ASSESSMENT ANNUAL FEE IN THE)
STATE OF OKLAHOMA)**

Case No. 16-0636-PRJ

TO: ALL LIFE, ACCIDENT AND HEALTH INSURERS; PROPERTY AND CASUALTY INSURERS; COUNTY MUTUAL FIRE INSURERS; MUTUAL BENEFIT ASSOCIATIONS; FRATERNAL BENEFIT SOCIETIES; RECIPROCAL INSURERS; MOTOR SERVICE CLUBS; TITLE INSURERS; NONPROFIT INSURERS; HEALTH MAINTENANCE ORGANIZATIONS (HMOs); SERVICE WARRANTY ASSOCIATIONS; SURPLUS LINES CARRIERS; MULTIPLE EMPLOYER WELFARE ARRANGEMENTS (MEWAs); TRUSTS WHICH WRITE SURETY POLICIES; PREPAID DENTAL PLAN ORGANIZATIONS; AND ACCREDITED REINSURERS IN THE STATE OF OKLAHOMA

JURISDICTION

1. John D. Doak is the Insurance Commissioner of the State of Oklahoma and is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code, 36 O.S. §§ 101 et seq., pursuant to 36 O.S. § 307.

2. Notwithstanding any other provision of law that requires a particular form and associated payment to be filed with the Insurance Department in paper form, or to be mailed or hand-delivered to the Insurance Department, the Insurance Commissioner may, by appropriate order, require that all filings of that specific type be filed or delivered in electronic format. 36 O.S. § 350.

FINDINGS OF FACT

1. An annual fee of Seven Hundred Fifty Dollars (\$750.00) shall be paid to the Insurance Commissioner to be expended by the Insurance Commissioner for the purposes of investigation of suspected insurance fraud and civil or administrative action in cases involving

suspected insurance fraud. The following shall pay the annual fee referenced above as one payment to the Insurance Department which shall be paid on or before July 1: Life, accident and health insurers; property and casualty insurers; county mutual fire insurers; mutual benefit associations; fraternal benefit societies; reciprocal insurers; motor service clubs; title insurers; nonprofit insurers; health maintenance organizations (HMOs); service warranty associations; surplus lines carriers; multiple employer welfare arrangements (MEWAs); trusts which write surety policies; prepaid dental plan organizations; and accredited reinsurers. 36 O.S. § 362.

2. On November 1, 2014, the following statutory provision in the Oklahoma Insurance Code took effect:

DUTY TO FILE OR DELIVER PAYMENTS ELECTRONICALLY

Notwithstanding any other provision of law that requires a particular form and associated payment to be filed with the Insurance Department in paper form, or to be mailed or hand-delivered to the Insurance Department, the Insurance Commissioner may, by appropriate order, require that all filings of that specific type be filed or delivered in electronic format. 36 O.S. § 350.

3. This provision of law provides the Insurance Commissioner with the authority, by appropriate order, to require certain forms and associated payments to be filed electronically with the Insurance Department.

4. The Insurance Commissioner finds it proper to prescribe that all annual fees to investigate suspected insurance fraud and civil or administrative action in cases involving suspected insurance fraud paid to the Insurance Department shall be filed by electronic means and format effective on or before July 1, 2017 and thereafter, pursuant to 36 O.S. § 350, as approved by the Commissioner.

CONCLUSIONS OF LAW

1. The Findings of Fact above are adopted, and incorporated by reference in these Conclusions of Law as if fully set forth herein.

ORDER

IT IS THEREFORE ORDERED, based upon the foregoing Findings of Fact and Conclusions of Law, that all annual fees to investigate suspected insurance fraud and civil or administrative action in cases involving suspected insurance fraud paid to the Insurance Department shall be filed by electronic means and format effective on or before July 1, 2017 and thereafter, pursuant to 36 O.S. § 350, as approved by the Commissioner.

THIS ORDER shall only apply to all annual fees to investigate suspected insurance fraud and civil or administrative action in cases involving suspected insurance fraud paid to the Insurance Department filed on or before March 1, 2017 and thereafter.

IT IS SO ORDERED.

WITNESS My Hand and Official Seal this 15th day of July, 2016.



JAMES MILLS
CHIEF OF STAFF
STATE OF OKLAHOMA