

TPA Statutes and Rules

<p>Third Party Administrator Instructions & Forms</p> <ul style="list-style-type: none"> - www.oid.ok.gov 	<p>https://www.oid.ok.gov/regulated-entities/regulated-industry-services/#multiple-employer-welfare-arrangements-mewa</p>
<p>Title 36 O.S. §633 Multiple Employer Welfare Arrangement</p> <ul style="list-style-type: none"> - Definition - Information Required - Administered by Licensed Insurer or Licensed TPA 	<p>https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=86312</p>
<p>Title 36 O.S. §634 MEWA License</p> <ul style="list-style-type: none"> - Valid License Required - Exceptions - Two or More Employer Members & More Than \$5,000,000 Net Worth - Nonprofit Professional Trade Association - Exemption Requires Strict Proof 	<p>https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=439780</p>
<p>Title 36 O.S. §1635 Requirements of Licensure & Maintenance of MEWA</p> <ul style="list-style-type: none"> - Must be a Nonprofit - Policy, Contract, Certificate, Summary Plan Description - Cause for Denial - File Contracts & Report Changes in Contracts - Filing Fees 	<p>https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=86314</p>
<p>Title 36 O.S. §636 Words or Descriptions Causing Beneficiaries or Potential Beneficiaries to Believe MEWA is Insurance Company Prohibited</p> <ul style="list-style-type: none"> - Name, Contracts, Literature, Advertising & Printed Matter 	<p>https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=86315</p>
<p>Title 36 O.S. §637 Application for License – Filing – Contents</p> <ul style="list-style-type: none"> - Application Shall Include - Qualified Actuary - Fidelity Bond at a Minimum of \$20,000 or Maximum of \$500,000 - Stop Loss Agreement - Actuarial Opinion - Audited Financial Statement - Contract between MEWA & Administrator or Service Company 	<p>https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=86316</p>
<p>Title 36 O.S. §638 Compliance with Statutes</p> <ul style="list-style-type: none"> - Articles 15-19 and Sections 308-310, 311.1 & 619 of Title 36 for Examinations, Deposits & Solvency 	<p>https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=86317</p>
<p>Title 36 O.S. §1639 Report – Actuarial Certificate – Penalty for Failure to File</p>	<p>https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=86318</p>

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<ul style="list-style-type: none"> - Report Financial Condition Within 90 Days After Each Fiscal Year End - Actuarial Certificate Prepared by a Qualified Independent Actuary - Send Annual Report to All Employers - Commissioner May Require Quarterly Financial Statement Filings Within 45 Days After End of Fiscal Quarters 	
Title 36 O.S. §640 Causes to Deny, Suspend, or Revoke MEWA’s License	https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=86319
Title 36 O.S. §641 Rules to Implement Sections 633 to 640 <ul style="list-style-type: none"> - Insurance Commissioner May Promulgate Rules 	https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=434363
Title 36 O.S. §650 Prohibition Against Competition with Nine-One-One (911) System	https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=104842
Affordable Care Act Regulations Related to MEWAs	https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=434363
US DOL MEWA Guide to Federal & State Regulation	https://www.dol.gov/sites/dolgov/files/ebsa/about-ebsa/our-activities/resource-center/publications/mewa-under-erisa-a-guide-to-federal-and-state-regulation.pdf
US DOL M-1 Filing Search	https://www.askebsa.dol.gov/epds/
Title 40 O.S. §600.7 Contractual Relationship – Allocation of Rights, Duties-Workers’ Compensation, Etc. <ul style="list-style-type: none"> - F. Benefit Plans 	https://www.oscn.net/applications/oscn/DeliverDocument.asp?CiteID=379980
Biographical Affidavit & Background Reporting <ul style="list-style-type: none"> - O&D Changes Report 30 Days of Any Change 	UCAA Form 11 Affidavit Form: https://naic.org/documents/industry_ucaa_form11.pdf?16 NAIC Approved Background Vendors: https://content.naic.org/industry-ucaa-third-party
OAC 365:1-9-17.1 Refund of Fees	http://www.oar.state.ok.us/oar/codedoc02.nsf/frmMain?OpenFrameSet&Frame=Main&Src=75tnm2shfcdnm8pb4dthj0chedppmcbq8dtmmak31ctijujrgcln50ob7ckj42tbkdt374obdcli00 After opening the link click View Code , then Title 365 , then Chapter 1 , then Subchapter 9 , then Section 17.1
OK Case No. 16-0635-PRJ Electronic Filings of MEWAs <ul style="list-style-type: none"> - OPTins Login: www.optins.org - OPTins Help Desk: 816-783-8500 or optinshelp@naic.org 	https://www.oid.ok.gov/wp-content/uploads/2019/10/071816_16-0635-PRJ-DRB-In-Re-Electronic-Filings-Of-MEWAs-In-The-State-Of-Oklahoma-7-18-16.pdf
Online Public License Search Tool <ul style="list-style-type: none"> - NAIC State Based Systems (SBS) 	https://sbs.naic.org/solar-external-lookup/