

**BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS**

**IN THE MATTER OF RESCISSION OF
COMMISSIONER'S EXEMPTION ORDER
NO. 79-13, ENTITLED "IN THE MATTER
OF ACT 691 OF 1979 RELATING TO THE
FILING OF GROUP INSURANCE CERTIFICATES
ISSUED UNDER GROUP INSURANCE POLICIES
EFFECTUATED AND DELIVERED OUTSIDE
ARKANSAS BUT COVERING PERSONS RESIDENT
IN THIS STATE"**

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RESCISSION ORDER

Now, on this day the matter of the Commissioner's Order No. 79-13, dated July 17, 1979, as captioned above, is taken under consideration by Julie Benafield Bowman, Insurance Commissioner for the State of Arkansas ("Commissioner"), as presented by Associate Counsel, Ms. Zane Chrisman, Legal Division, and the Life and Health Division of the Department. From the facts and matters before the Commissioner, the Commissioner finds as follows:

1. That the Commissioner has jurisdiction over the parties and subject matter herein.
2. That Department Order 79-13 has been in force without interruption since July 17, 1979.
3. That the laws of Arkansas have changed since the Order in question was issued. In fact, Ark. Code Ann. §23-79-109 now requires submission for Arkansas Insurance Department ("Department") approval of these certificates of insurance for Arkansas enrollees in an out-of-state group policy or contract. The Department resources have grown sufficiently to allow adequate review of these certificates; and Department personnel are fully trained and capable of review of these out-of-state group policies and contracts or certificates of insurance, to ensure that Arkansas insurance benefits and privileges under the laws and the Commissioner's rules are afforded the Arkansas enrollees of such out-of-state groups.

4. That it appears timely and appropriate to rescind former Order 79-13 under the Commissioner's authority in Ark. Code Ann. §23-61-103, as well as Ark. Code Ann. §23-79-109(b)(5), (d), among other applicable laws.

THEREFORE, IT IS HEREBY ORDERED that, upon the effective date of this Order, former Commissioner's Order No. 79-13 is hereby rescinded, and hereafter shall be considered null and void.

The Department shall notify the filing insurance companies of the rescission of this former filing exemption order, so that they may once again commence prompt and timely filing out-of-state group certificates of insurance for approval by the Department.

IT IS SO ORDERED THIS 30 DAY OF May, 2007.


JULIE BENAFIELD BOWMAN
INSURANCE COMMISSIONER
STATE OF ARKANSAS