

Title 10 MARYLAND DEPARTMENT OF HEALTH

Subtitle 25 MARYLAND HEALTH CARE COMMISSION

Chapter 05 Small Group Market Data Collection

Authority: Health-General Article, §§19-108, 19-109(a)(1) and (7) and (b)(5) and 19-137, Annotated Code of Maryland

.01 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

- (1) "Base plan" means the Comprehensive Standard Benefit Plan, excluding riders.
- (2) "Carrier" has the meaning stated in Insurance Article, §15-1201(c), Annotated Code of Maryland.
- (3) "Commission" means the Maryland Health Care Commission.

.02 Collection and Submission of Data.

A. Carriers participating in the small group market shall:

(1) Submit accurate, timely, and complete data required by the Commission to monitor small group market reform measures;

(2) Submit the survey report to the Commission within 60 days of the receipt of the survey form from the Commission;

(3) Report the survey data on a calendar year basis;

(4) Report financial data for the base plan separately from financial data related to riders to the base plan; and

(5) Collect and report data on participation, by rate band.

B. The Commission shall conduct the survey utilizing the survey form published by the Commission.

C. Each carrier shall complete one survey form for each delivery system.

D. Carrier submissions may be subject to audit by MHCC or its designated agent to verify accuracy and completeness.

E. Carriers that lack a data system that can separate rider data from base plan data may use a methodology for estimating base plan data specified by the Commission and provided to carriers annually.

Appendix Item 1: Current Regulations in COMAR 10.25.05-*Small Group Market Data Collection*

.03 Extension of Time.

A. A carrier may request an extension of time for submission of the survey report.

B. The carrier shall:

(1) Submit the request to the Executive Director of the Commission not later than 15 days before the survey report is due;

(2) Explain the reason for the extension request; and

(3) Propose a reasonable date certain for submission of the survey report.

C. For good cause shown, the Executive Director shall grant a reasonable request for extension.

D. A carrier may file a written petition for review of a denial of an extension of time.

E. The Commission shall review the decision of the Executive Director. The Commission may affirm, reverse, or modify the decision of the Executive Director after providing the carrier with an opportunity to present the carrier's position to the Commission.

.04 Failure to File Survey Report.

A carrier that does not timely file the survey report may be subject to penalties under COMAR 10.25.12.

.05 Summary Studies, Reports, and Compilations.

A. The Commission, in cooperation with the Maryland Insurance Administration, will develop and publish summary studies, reports, and other compilations based on the data carriers provide in the survey reports submitted under these regulations.

B. Summary studies, reports, or other compilations which the Commission, the Maryland Insurance Administration, or their staffs develop from the data that carriers provide in the survey reports submitted under these regulations shall be public information provided that, consistent with all other laws, public disclosure is made only in such a way that an individual carrier, employee, or employer is not identified.

Administrative History

Effective date: June 19, 1995 (22:12 Md. R. 900)

Regulation .01 amended effective October 15, 2001 (28:20 Md. R. 1783)

Regulation .02 amended effective October 15, 2001 (28:20 Md. R. 1783); October 22, 2007 (34:21 Md. R. 1915)

Regulation .04 amended effective December 23, 2002 (29:25 Md. R. 1983)

Regulation .06 amended effective March 10, 1997 (24:5 Md. R. 412)

Regulation .06 repealed and new Regulation .06 adopted effective October 15, 2001 (28:20 Md. R. 1783)

Regulation .06 repealed effective October 22, 2007 (34:21 Md. R. 1915)