

NEW JERSEY  
**INDIVIDUAL HEALTH COVERAGE PROGRAM BOARD**

Trenton, NJ 08625

IN THE MATTER OF GREAT SOUTHERN LIFE INSURANCE  
COMPANY'S APPEAL OF THE INDIVIDUAL HEALTH  
COVERAGE PROGRAM BOARD'S ASSESSMENT FOR  
REIMBURSABLE LOSSES AND ADMINISTRATIVE  
EXPENSES FOR CALENDAR YEAR 1994

**ADMINISTRATIVE ORDER NUMBER 96-07**

WHEREAS, the New Jersey Individual Health Coverage Program ("IHC") Board is authorized by the Individual Health Insurance Reform Act of 1992 ("IHC Act"), N.J.S.A. 17B:27A-2 et seq., and regulations promulgated thereunder, to administer the IHC Program, to assess members of the IHC Program on the basis of their proportionate share of program losses and administrative expenses and to take any legal actions necessary to recover assessments owed to the IHC Program;

WHEREAS, Great Southern Life Insurance Company ("Great Southern") is a "carrier" that reported accident and health premium on its annual statement filed with the New Jersey Department of Insurance, but Great Southern failed to file either a timely Market Share and Net Paid Loss Report ("Exhibit K"), as required by N.J.A.C. 11:20-8.1 et seq., or a request for non-member status, as required by N.J.A.C. 11:20-13.1 et seq., with the IHC Board with respect to calendar year 1994;

WHEREAS, the IHC Board, on November 21, 1995, assessed Great Southern for its share of reimbursable losses and administrative expenses of the IHC Program for calendar year 1994 in the amount of \$798, based on the accident and health premium reported on the annual statement filed with the New Jersey Department of Insurance;

WHEREAS, Great Southern appealed the assessment by letter dated December 4, 1995, on the grounds that Great Southern is not a member of the IHC Program subject to assessment because it is not licensed to offer health benefits plans in New Jersey;

WHEREAS, the IHC Board has considered Great Southern's appeal of the 1994 assessment. Based on the undisputed facts, the Board's concludes that Great Southern is not a "carrier," as that term is defined at N.J.A.C. 11:20-1.2, therefore, Great Southern is not a member of the IHC Program;

NOW THEREFORE, pursuant to the authority granted to the Board by N.J.S.A. 17B:27A-2 et seq., and all powers expressed or implied therein, and the decision of the Board as expressed by approval of this Administrative Order;

IT IS on this 13th day of February, 1996,

ORDERED that Great Southern's appeal of the 1994 assessment by the IHC Board is hereby granted.

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Kevin O'Leary, Executive Director

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Date