

*Substituted By*  
*AF 550* *4-14-97*  
*P. 1130*

FILED MAR 6 1997

SENATE FILE 339  
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO SSB 53)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the delay of the repeal for the exemption of  
2 certain multiple employer welfare arrangements from regulation  
3 by the insurance division and providing an effective date.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 339

1 Section 1. 1994 Iowa Acts, chapter 1038, section 3, as  
2 amended by 1995 Iowa Acts, chapter 33, section 1, and 1996  
3 Iowa Acts, chapter 1024, section 1, is amended to read as  
4 follows:

5 SEC. 3. REPEAL. This Act is repealed effective July 1,  
6 ~~1997~~ 1998.

7 Sec. 2. EFFECTIVE DATE. This Act, being deemed of  
8 immediate importance, takes effect upon enactment.

9 EXPLANATION

10 This bill extends the repeal date for the exemption of  
11 certain multiple employer welfare arrangements from regulation  
12 by the insurance division when specified requirements are met  
13 from July 1, 1997, to July 1, 1998. The bill takes effect  
14 upon enactment.

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## SENATE FILE 339

S-3248

1 Amend Senate File 339 as follows:  
2 1. By striking everything after the enacting  
3 clause and inserting the following:  
4 "Section 1. Section 507A.4, subsection 10, Code  
5 1997, is amended to read as follows:  
6 10. a. Transactions involving a multiple employer  
7 welfare arrangement, as defined in section 3 of the  
8 federal Employee Retirement Income Security Act of  
9 1974, 29 U.S.C. § 1002, paragraph 40, if the multiple  
10 employer welfare arrangement meets all of the  
11 following conditions:  
12 a- (1) The arrangement is administered by an  
13 authorized insurer or an authorized third-party  
14 administrator.  
15 b- (2) The arrangement has been in existence and  
16 provided health insurance for at least ~~fifteen~~ five  
17 years prior to July 1, ~~1994~~ 1997.  
18 c- (3) The arrangement was established by a trade,  
19 industry, or professional association of employers  
20 that has a constitution or bylaws, and has been  
21 organized and maintained in good faith for at least  
22 ~~twenty ten~~ continuous years prior to July 1, ~~1994~~  
23 1997.  
24 (4) The arrangement registers with and obtains a  
25 certificate of registration issued by the commissioner  
26 of insurance.  
27 (5) The arrangement is subject to the jurisdiction  
28 of the commissioner of insurance, including regulatory  
29 oversight and solvency standards as established by  
30 rules adopted by the commissioner of insurance  
31 pursuant to chapter 17A.  
32 b. A multiple employer welfare arrangement  
33 registered with the commissioner of insurance which  
34 does not meet the solvency standards established by  
35 rule adopted by the commissioner of insurance is  
36 subject to chapter 507C.  
37 Sec. 2. 1994 Iowa Acts, chapter 1038, section 3,  
38 as amended by 1995 Iowa Acts, chapter 33, section 1,  
39 and 1996 Iowa Acts, chapter 1024, section 1, is  
40 amended to read as follows:  
41 SEC. 3. REPEAL. This Act is repealed effective  
42 July 1, ~~1997~~ 1998.  
43 Sec. 3. Section 513A.8, Code 1997, is repealed.  
44 Sec. 4. EFFECTIVE DATE. This Act, being deemed of  
45 immediate importance, takes effect upon enactment."  
46 2. Title page, line 1, by striking the words  
47 "delay of the repeal for the".

By NEAL SCHUERER

S-3248 FILED MARCH 26, 1997

*adopted*  
4-14-97  
(#1129)

## SENATE FILE 339

-3424

1 Amend Senate File 339 as follows:

2 1. By striking everything after the enacting  
3 clause and inserting the following:

4 "Section 1. Section 507A.4, subsection 10, Code  
5 1997, is amended to read as follows:

6 10. a. Transactions involving a multiple employer  
7 welfare arrangement, as defined in section 3 of the  
8 federal Employee Retirement Income Security Act of  
9 1974, 29 U.S.C. § 1002, paragraph 40, if the multiple  
10 employer welfare arrangement meets all of the  
11 following conditions:

12 a. (1) The arrangement is administered by an  
13 authorized insurer or an authorized third-party  
14 administrator.

15 b. (2) The arrangement has been in existence and  
16 provided health insurance for at least fifteen five  
17 years prior to July 1, 1994 1997.

18 c. (3) The arrangement was established by a trade,  
19 industry, or professional association of employers  
20 that has a constitution or bylaws, and has been  
21 organized and maintained in good faith for at least  
22 twenty ten continuous years prior to July 1, 1994  
23 1997.

24 (4) The arrangement registers with and obtains a  
25 certificate of registration issued by the commissioner  
26 of insurance.

27 (5) The arrangement is subject to the jurisdiction  
28 of the commissioner of insurance, including regulatory  
29 oversight and solvency standards as established by  
30 rules adopted by the commissioner of insurance  
31 pursuant to chapter 17A.

32 b. A multiple employer welfare arrangement  
33 registered with the commissioner of insurance which  
34 does not meet the solvency standards established by  
35 rule adopted by the commissioner of insurance is  
36 subject to chapter 507C.

37 Sec. 2. 1994 Iowa Acts, chapter 1038, section 3,  
38 as amended by 1995 Iowa Acts, chapter 33, section 1,  
39 and 1996 Iowa Acts, chapter 1024, section 1, is  
40 amended to read as follows:

41 SEC. 3. REPEAL. This Act is repealed effective  
42 July 1, 1997 1998.

43 Sec. 3. Section 513A.8, Code 1997, is repealed.

44 Sec. 4. EFFECTIVE DATE. This Act, being deemed of  
45 immediate importance, takes effect upon enactment."

46 2. Title page, line 1, by striking the words  
47 "delay of the repeal for the".

By NEAL SCHUERER

-3424 FILED APRIL 8, 1997

## SENATE FILE 339

S-3413

1 Amend Senate File 339 as follows:

2 1. By striking everything after the enacting  
3 clause and inserting the following:

4 "Section 1. Section 507A.4, subsection 10, Code  
5 1997, is amended to read as follows:

6 10. a. Transactions involving a multiple employer  
7 welfare arrangement, as defined in section 3 of the  
8 federal Employee Retirement Income Security Act of  
9 1974, 29 U.S.C. § 1002, paragraph 40, if the multiple  
10 employer welfare arrangement meets all of the  
11 following conditions:

12 a- (1) The arrangement is administered by an  
13 authorized insurer or an authorized third-party  
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15 b- (2) The arrangement has been in existence and  
16 provided health insurance for at least fifteen five  
17 years prior to July 1, 1994 1997.

18 c- (3) The arrangement was established by a trade,  
19 industry, or professional association of employers  
20 that has a constitution or bylaws, and has been  
21 organized and maintained in good faith for at least  
22 twenty ten continuous years prior to July 1, 1994  
23 1997.

24 (4) The arrangement registers with and obtains a  
25 certificate of registration issued by the commissioner  
26 of insurance.

27 (5) The arrangement is subject to the jurisdiction  
28 of the commissioner of insurance, including regulatory  
29 oversight and solvency standards as established by  
30 rules adopted by the commissioner of insurance  
31 pursuant to chapter 17A.

32 b. A multiple employer welfare arrangement  
33 registered with the commissioner of insurance which  
34 does not meet the solvency standards established by  
35 rule adopted by the commissioner of insurance is  
36 subject to chapter 507C.

37 Sec. 2. 1994 Iowa Acts, chapter 1038, section 3,  
38 as amended by 1995 Iowa Acts, chapter 33, section 1,  
39 and 1996 Iowa Acts, chapter 1024, section 1, is  
40 amended to read as follows:

41 SEC. 3. REPEAL. This Act is repealed effective  
42 July 1, 1997 1998.

43 Sec. 3. Section 513A.8, Code 1997, is repealed.

44 Sec. 4. EFFECTIVE DATE. This Act, being deemed of  
45 immediate importance, takes effect upon enactment."

46 2. Title page, line 1, by striking the words  
47 "delay of the repeal for".

By NEAL SCHUERER

S-3413 FILED APRIL 8, 1997

Schuerer, Ch  
Palmer  
Jensen

SSB 53  
Commerce

Succeeded By  
SENATE FILE SE/HE 339  
BY (PROPOSED COMMITTEE ON  
COMMERCE BILL BY CHAIR-  
PERSON JENSEN)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the delay of the repeal for the exemption of  
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