

BEFORE THE NEW MEXICO OFFICE OF SUPERINTENDENT OF INSURANCE

IN THE MATTER OF THE PETITION)
OF BLUE CROSS AND BLUE SHIELD)
OF NEW MEXICO FOR AMENDMENT)
OF THE UNIFORM DEFINITIONS AND)
STANDARDIZED METHODOLOGIES)
FOR CALCULATING THE MEDICAL)
LOSS RATIO RULE.)

Docket No. 19-00057-RULE-LH

2020 JUL 16 PM 12:02
FILED
OFFICE OF SUPERINTENDENT OF INSURANCE

FINAL ORDER ADOPTING RULE

THIS MATTER comes before the New Mexico Office of Superintendent of Insurance (“Superintendent” or “OSI”) following a public hearing for comment pursuant to the Notice of Proposed Rulemaking (“NOPR”) filed in this docket and published as required by law in the New Mexico Register on May 5, 2020 and in the *Albuquerque Journal* on May 5, 2020 and distributed via OSI’s Newsletter to a list of potentially interested parties.

Having considered the proposed rule and applicable laws, the comments submitted in this rulemaking, and the findings, conclusions and recommendations of the Hearing Officer assigned to this matter,

THE SUPERINTENDENT FINDS AND CONCLUDES:

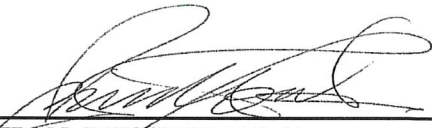
1. The Superintendent has jurisdiction over the subject matter and the parties pursuant to the New Mexico Insurance Code, NMSA 1978, Sections 59A-1-1 et seq. ("Insurance Code").
2. Statutory authority for promulgation of the proposed new rule is found in Sections 59A-2-9, 59A-22-50 59A-23C-10, 59A-46-51 and 59A-47-46, NMSA 1978.
3. The Superintendent designated R. Alfred Walker as the Hearing Officer to preside over this matter. Mr. Walker held a public hearing on the proposed rule on June 15, 2020.
4. After considering the proposed rule, the comments filed, and the comments made at the public hearing, the Hearing Officer issued his Findings, Conclusions and Recommendations.

5. The Hearing Officer's findings, conclusions and recommendations are well supported, legally sound, and should be adopted.

IT IS THEREFORE ORDERED:

- A. The Superintendent adopts the Hearing Officer's findings, conclusions and recommendations as his own.
- B. OSI shall submit the adopted rule to the New Mexico Register on July 16, 2020 for publication on July 28, 2020.
- C. A copy of this Final Order shall be sent to all persons, as indicated, on the attached Certificate of Service and uploaded to the OSI Newsletter by Staff Counsel.
- D. This Final Order is effective immediately.
- E. The docket shall close upon publication of the final rule.

DONE AND ORDERED at Santa Fe, New Mexico, this 16th day of July, 2020.



HON. RUSSELL TOAL
SUPERINTENDENT OF INSURANCE

CERTIFICATE OF SERVICE

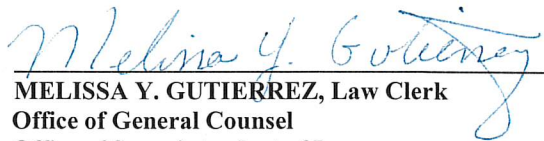
I HEREBY CERTIFY that a true and correct copy of the foregoing *Final Order* was emailed to the following individuals, as indicated below, this 16th day of July, 2020.

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Office of Superintendent of Insurance

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