

ORS 743.524(1) prohibits an insurer from insuring or offering to insure a person in Oregon under a group health insurance policy issued to an association described in ORS 743.522(1)(b) unless the director determines that the requirements of ORS 743.522(1)(b) are satisfied.

Since December 2005, Transamerica Life has insured 122 persons in Oregon under three group life insurance policies issued to two associations, and has insured 41 persons in Oregon under six group health insurance policies issued to five associations. Of the seven associations, two of them were issued both types of policies. Thus, Transamerica Life issued a group health or group life policy, or both, to five different associations. Transamerica Life did not inform the director about the policies before issuing the policies or providing the insurance to the persons in Oregon. As a result, the director did not determine that the applicable requirements were satisfied.

Action

Pursuant to ORS 731.988, Transamerica Life is assessed a civil penalty of \$25,000. The payment shall be made in the form of a check payable to the “Department of Consumer and Business Services” for the full amount due. The payment shall be delivered to the Insurance Division at the Labor and Industries Building, 350 Winter Street NE, Room 440 (4th Floor), Salem, Oregon; or mailed to the Insurance Division at PO Box 14480, Salem, OR 97309-0405. The payment shall be *received* by the Insurance Division by the date of the final order.

Dated March 11, 2009

/s/ Mary J. Tresnak

[Signature of Representative]

Mary J. Tresnak

[Printed Name of Representative]

Associate General Counsel/Vice President –
Compliance

[Printed Title of Representative]

Transamerica Life Insurance Company

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FINAL ORDER

The director incorporates herein the above stipulation, adopts it as the director's final decision in this proceeding, and orders that the action stated therein be taken.

Dated March 31, 2009

/s/ Cory Streisinger

Cory Streisinger

Director

Department of Consumer and Business Services

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