

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*
A Statement of Need and Fiscal Impact accompanies this form

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Department of Consumer and Business Services, Insurance Regulation
Agency and Division
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836
Administrative Rules Chapter Number
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RULE CAPTION

Definition of Small Employer

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

| Hearing Date | Time | Location | Hearings Officer |
|--------------|------------|--|------------------|
| 1-5-17 | 11:00 a.m. | Conf. Rm. E, Labor & Industries Bldg., 350 Winter St. NE, Salem OR | Jeannette Taylor |

RULEMAKING ACTION

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

ADOPT:

AMEND:

836-053-0015

REPEAL:

RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

AMEND AND RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority:

ORS 743B.005; 743B.020

Other Authority:

Statutes Implemented:

ORS 743B.020

RULE SUMMARY

ORS 743B.020 requires the Department to adopt by rule the method for determining whether an employer is a small employer for purposes of group health benefit plans. The Department defines small employers in OAR 836-053-0015 as those with "an average of at least one but not more than 50 employees on business days during the preceding calendar year and who employs at least one employee on the first day of the plan year." This definition is applicable from January 1, 2016 through December 31, 2017. The proposed amendment would abolish the sunset provision and maintain the current definition of small employer indefinitely.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

01-12-2017 5:00 p.m.
Last Day (m/d/yyyy) and Time
for public comment

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*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation.