

**Title 20—DEPARTMENT OF INSURANCE  
Division 100—Insurer Conduct  
Chapter 8—Market Conduct Examinations**

**PROPOSED RULE**

**20 CSR 100-8.017 Contract Examiners**

*PURPOSE: This rule implements the purposes of section 374.185, RSMo and establishes uniform standards for the director appointing contract examiners to perform or assist in market conduct examinations pursuant to sections 374.202 to 374.207, RSMo.*

(1) In any contract with qualified examiners necessary to perform a market conduct examination, the director shall specify;

(A) The functions to be subject to the outsourcing;

(B) The timelines for completion of the outsourced review;

(C) Requirements for disclosure of the examiners' recommendations; and

(D) Requirements for disclosure of the terms of the contracts with the outside consultants participating in the examination, including costs and fees/rates to be assessed to the company.

(2) The director may contract pursuant to applicable state contracting procedures for such qualified contract examiners and actuaries and shall contract to provide reasonable compensation. It is presumed that reasonable compensation shall not exceed one hundred twenty-five (25%) percent of the compensation and per diem allowances for examiners under NAIC guidelines.

*AUTHORITY: sections 374.045, and 374.205, RSMo 2000, 374.185 RSMo (Supp. 2007)*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing will be held on this proposed amendment at 9 a.m. on June 12, 2008. The public hearing will be held at the Harry S Truman State Office Building, Room 530, 301 West High Street, Jefferson City, Missouri. Opportunities to be heard at the hearing shall be afforded to any interested person. Interested persons, whether or not heard, may submit a written statement in support of or in opposition to the proposed amendment, until 5:00 p.m. on June 12, 2008. Written statements shall be sent to Tamara W. Kopp, Department of Insurance, Financial Institutions and Professional Registration, PO Box 690, Jefferson City, MO 65102.*

*SPECIAL NEEDS: If you have any special needs addressed by the Americans With Disabilities Act, please notify us at (573) 751-6798 or (573) 751-2619 at least five (5) working days prior to the hearing.*