

**BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS**

ARKANSAS INSURANCE DEPARTMENT

PETITIONER

V.

A.I.D. CASE NO. 2017- 027

**DATAPATH ADMINISTRATIVE SERVICES
LICENSE NO. 100113151**

RESPONDENT

CONSENT ORDER

1. Respondent is a Third Party Administrator ("TPA") with a principal place of business in Arkansas. Respondent has approximately 20,000 customers.
2. In August of 2016, the Department received notice that Respondent has been operating as an unregistered TPA.
3. Respondent has previously been a registered TPA and their registration ended in December of 2014.
4. Respondent operated as an unlicensed TPA from January 2015 until September of 2016.
5. Respondent acknowledges and admits that it violated Arkansas laws by acting as a Third Party Administrator without obtaining the proper registration, pursuant to Ark. Code Ann. § 23-92-203. Respondent asserts that it did not intentionally violate Arkansas law.

6. Respondent has cooperated with the Department's inquiries and requests for information.

CONCLUSIONS OF LAW

From the Findings of Fact contained herein, the Commissioner concludes as follows:

7. The Commissioner has jurisdiction over the parties and the subject matter pursuant to Ark. Code Ann. § 23-92-203.

8. As defined by Ark. Code Ann. § 23-92-201 a "third party administrator" means any person, firm, or partnership that collects or charges premiums from or adjusts or settles claims on residents of this state in connection with life or accident and health coverage provided by a self-insured plan or a multiple employer trust or multiple employer welfare arrangement.

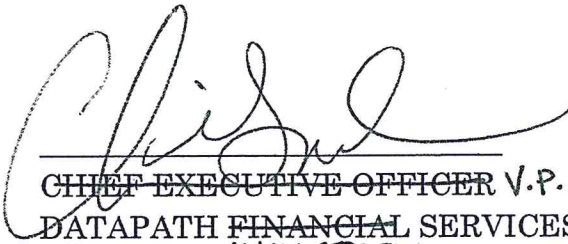
9. It is unlawful for a person or corporation to hold himself out as an administrator unless he or she obtains a certificate of registration from the Insurance Commissioner pursuant to Ark. Code Ann. § 23-92-203. Each certificate of registration is valid only the year issued.

10. Respondent desires to continue to engage as a TPA in Arkansas, and Respondent enters into this agreement with the Department in order to resolve the violation.

IT IS THEREFORE ORDERED AS FOLLOWS:

Based on the foregoing, the parties agree that Respondent will pay an administrative penalty in the amount of \$1000.00 for violating provisions of Ark. Code Ann. § 23-92-201, *et. seq.* The penalty will be paid within thirty days of the entry of this order. This order shall be considered a reprimand.

IT IS SO ORDERED this 29th day of March, 2017.



~~CHIEF EXECUTIVE OFFICER V.P. FINANCE + ADMINISTRATION~~
DATAPATH FINANCIAL SERVICES
ADMINISTRATIVE



ALLEN KERR
INSURANCE COMMISSIONER
STATE OF ARKANSAS