DEPARTMENT OF
Managed Health Care

Arnold Schwarzenegger, Governor
State of California
Business, Transportation and Housing Agency
Department of Managed Health Care
Office of Legal Services
980 9th Street, Suite 500
Sacramento, CA 95814-2725
916-322-6727 – Phone
916-322-3968 – Fax
http://www.dmhc.ca.gov

DATE: August 13, 2010

TO: Commenters and Interested Parties

FROM: Christina Hooke
Senior Staff Counsel

SUBJECT: Amended Notice of Second Comment Period for Discount Health Plans; Proposed Adoption of Article 2.5 and Amendment of Article 3 in Title 28, California Code of Regulations; Control No. 2001-0024 (Original Notice Published 1-8-2010 in Register 2010, No. 2-Z)

Pursuant to Government Code section 11346.8(c) and California Code of Regulations, Title 1, section 44, the Department of Managed Health Care (Department) is making available the text of the modified regulation for Discount Health Plans, Control No. 2001-0024. The changes to the originally noticed text are denoted by double underline and strikeout.

The modified text is a result of the written comments received during the initial comment period that lasted 45 days and ended on February 22, 2010, and the oral comments received at the public hearing held on February 22, 2010. The 15-day comment period for these proposed changes that is required pursuant to Government Code section 11346.8 has been extended to 45-days to provide more time to consider these proposed changes.

PUBLIC HEARING: The Department has not scheduled a public hearing on the changes from the originally proposed regulation. However, any interested person, or his or her duly authorized representative, may submit a written request for a public hearing, pursuant to section 11346.8, subdivision (a), of the Government Code. The written request for hearing must be received by one of the Department's contact persons, designated below, no later than 15 days before the close of the written comment period.

WRITTEN COMMENT PERIOD: The Office of Legal Services will accept written comments regarding the changes from the originally proposed regulation for 45 days after the date on which the modifications are made available. Therefore, comments must be received by the Department of Managed Health Care, Office of Legal Services, **by 5 p.m. on Monday, October 11, 2010,** which is hereby designated as the close of the written comment period.

Please address all comments to the Department of Managed Health Care, Office of Legal Services, Attention: Regulations Coordinator. Comments may be transmitted by regular mail, fax, email or via the Department's website:

Website: http://wpso.dmhc.ca.gov/regulations/

Email: regulations@dmhc.ca.gov

Mail: Department of Managed Health Care
Office of Legal Services
Attn: Regulations Coordinator
980 9th Street, Suite 500
Sacramento, CA 95814

Fax: (916) 322-3968

Please note, if comments are sent via the website, email or fax, there is no need to send the same comments by mail delivery. All comments, including via the website, email, fax or mail, should include the author's name and U.S. Postal Service mailing address so the Department may provide commenters with notice of any additional proposed changes to the regulation text.

Please identify the action by using the Department's rulemaking title and control number, **Discount Health Plans, Control No. 2001-0024**, in any of the above inquiries.

CONTACTS: Inquiries concerning the proposed amendments of this regulation may be directed to:

Christina Hooke, Senior Staff Counsel
Department of Managed Health Care
Office of Legal Services
980 9th Street, Suite 500
Sacramento, CA 95814
Telephone: (916) 323-9605
Fax: (916) 322-3968
E-mail: chooke@dmhc.ca.gov

The backup contact is:

Emilie Alvarez, Regulations Coordinator
Department of Managed Health Care
Office of Legal Services
980 9th Street, Suite 500
Sacramento, CA 95814
Telephone: (916) 445-9960
Fax: (916) 322-3968
E-mail: ealvarez@dmhc.ca.gov

AVAILABILITY OF DOCUMENTS: The Department has available for public review the Notice of Rulemaking Action, Initial Statement of Reasons, text of the originally noticed proposed regulation and all information upon which the proposed regulation is based upon (rulemaking file). This information is available by request to the Department of Managed Health Care, Office of Legal Services, 980 9th Street, Suite 500, Sacramento, CA 95814, Attention: Regulations Coordinator.

The Notice of Rulemaking Action, Initial Statement of Reasons and the proposed text of the regulation are also available on the Department's website at http://wpso.dmhc.ca.gov/regulations/, under the heading "Open Pending Regulations."

You may obtain a copy of the Final Statement of Reasons, once it has been prepared, by making a written request to the Regulation Coordinator named above.