

STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE

IN THE MATTER OF:

Proceedings by the Commissioner of Banking) CONSENT
and Insurance, State of New Jersey, to fine) ORDER
Dominion National Insurance Company)

TO: Dominion National Insurance Company
251 18th Street South
Suite 900
Arlington, VA 22202

This matter having been opened to the Commissioner (“Commissioner”) of the Department of Banking and Insurance (“Department”) of the State of New Jersey, upon information that Dominion National Insurance Company (“Dominion”) may have violated the laws of the State of New Jersey; and

WHEREAS, Dominion is a domestic insurance company authorized to transact business in New Jersey pursuant to N.J.S.A. 17B:18-42 since August 3, 2016; and

WHEREAS, N.J.S.A. 17B:27A-54 provides that the Commissioner is authorized to approve an insurance company contracting with health providers to serve as participating providers and offering plans with reasonable benefit differentials between services rendered by participating providers and services rendered by nonparticipating providers (“selective contracting arrangement”); and

WHEREAS, N.J.A.C. 11:4-37.3(b) sets forth the standards for approval by the Commissioner of a selective contracting arrangement; and

WHEREAS, Dominion did not receive approval of a selective contracting arrangement until October 31, 2019; and

WHEREAS, prior to receiving approval of a selective contracting arrangement, Dominion issued 2,394 contracts with network and out-of-network dental and/or vision benefits contrary to N.J.S.A. 17B:27A-54; and

WHEREAS Dominion asserts that its violations were not intentional but nonetheless admits and takes responsibility for the aforesaid violations; and

WHEREAS Dominion has waived its right to a hearing on the aforementioned violation and has consented to payment of a fine in the amount of one hundred nineteen thousand seven hundred dollars (\$119,700.00); and

NOW THEREFORE, IT IS on this ^{25th} day of November 2019

ORDERED AND AGREED that Dominion pay a fine in the amount of one hundred nineteen thousand seven hundred dollars (\$119,700.00) by wire transfer or check made payable to the State of New Jersey, General Treasury due and payable immediately upon the execution of this Consent Order by Dominion; and

IT IS FURTHER ORDERED AND AGREED that the signed Consent Order together with the fine payment shall be transmitted to:

New Jersey Department of Banking and Insurance
Attention: Gale Simon, Assistant Commissioner
20 West State Street, 9th floor, Consumer Protection Services
P. O. Box 329
Trenton, NJ 08625-0329

; and

IT IS FURTHER ORDERED AND AGREED that the provisions of this Consent Order represent a final agency decision and constitute a final resolution of the violations contained herein.

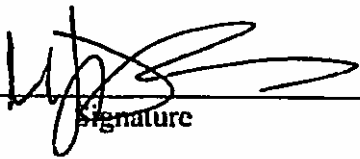


Marlene Caride
Commissioner

Consented to as to
Form and Content:

Dominion National Insurance Company

By: Michael Davis
Name and Title



Signature

11/7/19
Date