



STATE OF WEST VIRGINIA  
**Offices of the Insurance Commissioner**

Allan L. McVey  
Insurance Commissioner

April 27, 2023

Maureen Lewis, Director  
Administrative Law Division  
West Virginia Secretary of State's Office  
State Capitol Building  
1900 Kanawha Blvd., East  
Charleston, WV 25305

Re: 114 CSR 43A, *Provider Sponsored Networks*

Ms. Lewis:

Please be advised that the West Virginia Legislature passed House Bill 4426 during the 2022 regular legislative session. This bill became effective on June 5, 2022, and specifically repealed Chapter 33, Article 25G entitled *Provider Sponsored Networks*. Included in the repeal was W. Va. Code §33-25G-5, which required the Insurance Commissioner to propose a rule for legislative approval regarding provider sponsored networks. That rule, 114 CSR 43A, *Provider Sponsored Networks*, was effective May 17, 2013. However, because the enabling legislation requiring the rule was repealed last year, and this agency no longer has authority regarding the rule, I am writing to formally ask that the Secretary of State repeal the rule effective immediately.

Agency Name: Offices of the Insurance Commissioner  
Title and Series: Title 114, Series 43A  
Name of Rule: *Provider Sponsored Networks*  
Effective Date: May 17, 2013  
Date of Repeal: April 27, 2023

Should you need any additional information or have any questions, please do not hesitate to contact me or Erin Hunter, Deputy Commissioner and General Counsel, regarding this matter. Ms. Hunter can be reached directly at (304) 414-8487.

Sincerely,

Allan L. McVey  
CPCU, ARM, AAI, AAM, AIS  
Insurance Commissioner

FILED  
2023 APR 27 P 12: 39  
OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE