



PUBLIC NOTICE
REGULATION NO. 8398 REVISION OF THE PUERTO RICO HEALTH INSURANCE
ADMINISTRATION


Act No. 72-1993, as amended, created the Health Insurance Administration (hereinafter, the Administration) for the primary purpose of implementing, administering and negotiating, via contracts with insurers and/or health services organizations, a health insurance system that would allow the medically indigent population of Puerto Rico to receive quality health care services. Accordingly, the Legislature gave the Administration the power “to approve, amend and repeal regulations to govern the business and activities of the Administration and to prescribe the rules and norms needed to comply with its functions and duties, as established in Act 38-2017, known as the “*Ley de Procedimiento Administrativo Uniforme*”.

In addition, pursuant to Law No. 95 of June 29, 1963, as amended by Reorganization Plan No. 3 of 2010, known as the Public Employees Health Benefits Law -(hereinafter, Law 95), the Administration is the public corporation empowered to manage and contract the health benefits for public employees of the Government of Puerto Rico (including pensioners) and implement the provisions of the aforementioned Law. Article 2, on Declaration of Public Policy, of the Reorganization Plan of 2010 establishes that it transfers these faculties of negotiation and contracting to ASES so that the Government of Puerto Rico as well as the public employee benefit from ASES’ experience, capacity and expertise in negotiation. This Regulation is promulgated under the authority granted to ASES by Section 4 (Sub-section “g”) and Section 9 (Sub-section “a”) of Law 95 and the Reorganization Plan No. 3 of 2010.

The Administration revised its Regulation No. 8398, *Reglamento para la Contratación de los Planes de Beneficios de Salud para los Empleados Públicos*, in accordance with the amendments of Law No. 95. The new Regulation has the purpose of regulating matters including issues concerning employee organizations, bona fide employee organizations, bona fide pensioner organizations, insurers and health care organizations, providers and beneficiaries. The regulated activities include the minimum requirements for proponents; duties and obligations of insurers and health care organizations as to beneficiaries and providers; the faculties and operations of the Administration; grievance and complaint processes; among others.

Interested persons may submit their comments or request of an oral hearing in written form by post or by e-mail **within thirty (30) days following the publication of this public notice**. In the case of an oral hearing request, the request must be accompanied by arguments justifying why the same should be granted. The comments and requests for oral hearing can be sent to the following postal address: PO Box 195661, San Juan PR 00919-5661, or to the email: reglamentoley95@asespr.org or it can be requested in person at the Central Office located in the URB. Caribe #1549 Calle Alda, San Juan PR 00926, Monday to Friday during regular business hours from 8:00 a.m. to 4:30 pm. The text of Regulation No.9068 will be available Urb. Caribe #1549, Calle Alda, San Juan Puerto Rico, 00926 Third Floor, Office of Legal Affairs, during the same timeframe. It can also be accessed by visiting the following web address: <https://www.asespr.org/i/beneficiarios/empleados-publicos/informacion-general/>.

This notice is published in compliance with Section 2.1 of Act No. 38-2017, as amended.


Yolanda García Lugo
Acting Executive Director

