

No. 2017- 5183

**OFFICIAL ORDER
of the
TEXAS COMMISSIONER OF INSURANCE**

Date: AUG 14 2017

Subject Considered:

BLOCK VISION OF TEXAS, INC.
6300 Ridglea Place Ste 312
Fort Worth, Texas 76116

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 12703

General remarks and official action taken:

The commissioner of insurance considers whether disciplinary action should be taken against Block Vision of Texas, Inc. (Block Vision).

WAIVER

Block Vision acknowledges that the Texas Insurance Code and other applicable laws provide certain rights. Block Vision waives all of these rights and any other applicable procedural rights in consideration of the entry of this consent order.

FINDINGS OF FACT

1. On June 18, 1996, TDI issued Block Vision single service health maintenance organization license no. 94596.
2. In 2016, TDI conducted a triennial quality of care examination of Block Vision's commercial vision plan business for which Block Vision directly issues vision coverage to employer groups for their employees and dependents for the period beginning May 7, 2013, and ending December 31, 2015.
3. On December 7, 2016, TDI held an exit conference call with Block Vision to discuss the 2016 examination findings.
4. Under Texas prompt pay statutes and rules, if a claim is paid after the date the health maintenance organization is required to make a determination or adjudication of the claim, the health maintenance organization must pay a penalty, and, when required under applicable law, 18% interest on the amount.

2017 - 5183

COMMISSIONER'S ORDER
Block Vision of Texas, Inc.
TDI Enforcement File No. 12703
Page 2 of 4

5. In Block Vision's 2016 examination, TDI found that Block Vision's Claim Impact Report evidenced that 1006 claims were not paid in a timely manner.
6. In Block Vision's 2016 examination, TDI found that Block Vision reported incorrect quarterly claims payment information.
7. Block Vision took corrective action, reprocessed all 2015 claims paid incorrectly and paid the providers penalties, plus 18% interest if required under applicable law.
8. Block Vision submitted 2015 clean claims data that is in compliance with the prompt pay statutes and rules.
9. Block Vision cooperated with TDI in its investigation and resolution of this matter.

CONCLUSIONS OF LAW

1. The commissioner has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 31.002; 82.051-82.055, 84.021-84.022, and 843.336-843.354; 28 TEX. ADMIN. CODE §§ 21.2801-21.2816 and 21.2821; and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner has authority to informally dispose of this matter under TEX. GOV'T CODE § 2001.056, TEX. INS. CODE §§ 82.055 and 36.104, and 28 TEX. ADMIN. CODE § 1.47.
3. Block Vision violated TEX. INS. CODE § 843.342 and 28 TEX. ADMIN. CODE §§ 21.2801-21.2816 because it failed to pay clean claims in a timely manner.
4. Block Vision violated 28 TEX. ADMIN. CODE § 21.2821 because it failed to report correct quarterly claims payment information.

2017- 5183

COMMISSIONER'S ORDER

Block Vision of Texas, Inc.

TDI Enforcement File No. 12703

Page 3 of 4

The commissioner orders Block Vision of Texas, Inc. to pay an administrative penalty of \$15,000 within 30 days of the date of this Order. The administrative penalty must be paid by company check, cashier's check, or money order made payable to the "State of Texas." Mail the administrative penalty to the Texas Department of Insurance, Attn: Enforcement Section, Division 40111, MC 9999, P.O. Box 149104, Austin, Texas, 78714-9104.



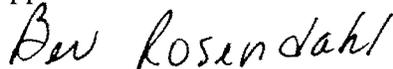
Kevin Brady

Deputy Commissioner for Agency Affairs

Texas Department of Insurance

Delegation Order 4506

Approved as to Form and Content:



Beverly Rosendahl, Staff Attorney

Enforcement Section

Texas Department of Insurance

