

~~(4)~~ (I) AFTER EXHAUSTION OF ALL MEDICARE INPATIENT HOSPITAL COVERAGE, INCLUDING THE LIFETIME RESERVE DAYS, COVERAGE, FOR A PERIOD OF 365 DAYS, OF 90 PERCENT OF ALL MEDICARE PART A ELIGIBLE EXPENSES FOR HOSPITALIZATION NOT COVERED BY MEDICARE; AND

~~(5)~~ (II) COVERAGE OF THE INITIAL ANNUAL DEDUCTIBLE AND OF 20 PERCENT OF THE AMOUNT OF MEDICARE ELIGIBLE EXPENSES UNDER MEDICARE PART B REGARDLESS OF HOSPITAL--CONFINEMENT, WHICH COVERAGE MAY BE SUBJECT TO A DEDUCTIBLE NOT IN EXCESS OF \$200 IN ANY CALENDAR YEAR, AND MAY BE SUBJECT TO A MAXIMUM BENEFIT IN ANY CALENDAR YEAR NOT LESS THAN \$5,000.

(C) A MEDICARE SUPPLEMENT POLICY SHALL PROVIDE THAT BENEFITS DESIGNED TO COVER DEDUCTIBLES OR COINSURANCE AMOUNTS UNDER MEDICARE WILL BE CHANGED AUTOMATICALLY TO COINCIDE WITH ANY CHANGES IN THE APPLICABLE MEDICARE DEDUCTIBLE AND COPAYMENT PROVISIONS. SUBJECT TO APPROVAL BY THE INSURANCE COMMISSIONER, THE INSURER MAY RESERVE THE RIGHT TO CHANGE PREMIUMS TO CORRESPOND WITH THESE CHANGES IN BENEFITS.

(D) (1) PAYMENT OF A BENEFIT FOR A MEDICARE ELIGIBLE EXPENSE UNDER A MEDICARE SUPPLEMENT POLICY MAY BE CONDITIONED ON THE SAME OR LESS RESTRICTIVE PAYMENT CONDITIONS, INCLUDING DETERMINATION OF MEDICAL NECESSITY, AS ARE APPLICABLE TO A MEDICARE CLAIM.

(2) COVERAGE UNDER A MEDICARE SUPPLEMENT POLICY MAY NOT BE SUBJECT TO ANY EXCLUSIONS, LIMITATIONS, OR REDUCTIONS NOT CONSISTENT WITH THE EXCLUSIONS, LIMITATIONS, OR REDUCTIONS UNDER MEDICARE, EXCEPT:

(I) THE POLICY MAY SHALL PROVIDE THAT, TO THE EXTENT A BENEFIT IS AVAILABLE TO THE INSURED PERSON UNDER MEDICARE, COVERAGE IS NOT DUPLICATED FOR THE BENEFIT; AND

(II) AS OTHERWISE EXPRESSLY PERMITTED UNDER THIS ARTICLE OR UNDER THE RULES AND REGULATIONS ADOPTED BY THE COMMISSIONER UNDER THIS ARTICLE.

(E) A MEDICARE SUPPLEMENT POLICY MAY NOT BE OFFERED AT AN INTRODUCTORY PREMIUM RATE, UNLESS APPROVED BY THE COMMISSIONER.

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(A) IN THIS SECTION "LOSS RATIO" MEANS THE RATIO OF LOSSES INCURRED TO PREMIUMS EARNED ON POLICIES ISSUED, DELIVERED, OR RENEWED IN THIS STATE.

(B) THE COMMISSIONER SHALL ESTABLISH A REASONABLE MINIMUM LOSS RATIO IN ACCORDANCE WITH GENERALLY ACCEPTED ACTUARIAL PRINCIPLES WITH RESPECT TO MEDICARE SUPPLEMENT POLICIES FOR THE PURPOSE OF ADMINISTERING §§ 375, 375A, AND 376 OF THIS ARTICLE.