

ENROLLED HOUSE
BILL NO. 1123

By: Bastin, Tyler and Paulk
of the House

and

Shurden and Cole of the
Senate

An Act relating to public health and safety; providing for ambulance service entities to sell membership subscriptions; providing for certain terms of membership agreement; providing for assignment of certain benefits and obligations thereunder; requiring ambulance service providers to provide certain services to members of other ambulance service providers; providing that certain individuals not be required to pay for certain services; requiring certain charge be included as part of agreement with certain individual; providing exception for certain ambulance service providers located within same service area; defining term; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-2514 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. All persons, companies, governmental entities or trust authorities operating an ambulance service within this state may sell prepaid or discounted ambulance service membership subscriptions to individuals who reside within its authorized service area in exchange for payment of an annual membership fee. The agreement between the ambulance service and an individual shall not be deemed to be insurance and shall expressly provide for the assignment of insurance benefits to the ambulance service. Under such assignment, the insurer shall be obligated to the ambulance service for the lesser of the full and customary charge by the ambulance service or the designated or allowable amount set forth by the insurance policy for any services actually rendered to the individual by the ambulance service during the membership year less any applicable deductible or copayment.

B. All persons, companies, governmental entities or trust authorities operating an ambulance service in this state which sell memberships for services shall be required to provide at no cost, in accordance with this section, ambulance service to members of another ambulance service provider which sells memberships for services and which is located in a different service area. Any person who pays or contracts for ambulance service pursuant to an ambulance service membership agreement with an ambulance service provider within his or her service area shall not be required to pay

for services provided by another ambulance service provider if that person is required by law or because of an emergency to utilize an ambulance service outside of his or her service area. The charge for such service shall be included as part of the ambulance service membership agreement with the individual paying for the service within his or her service area. Ambulance service providers which are located within the same service area and which sell memberships for services within the same service area shall be subject to the requirements of this section except as to the other ambulance service providers which sell memberships for services and which are located within the same service area. As used in this section, the term "service area" means geographical boundaries within which an ambulance service provider operates.

SECTION 2. This act shall become effective September 1, 1993.

Passed the House of Representatives the 18th day of May, 1993.

Speaker of the House of
Representatives

Passed the Senate the 20th day of May, 1993.

President of the Senate