

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

SENATE BILL 152

By: Monson

AS INTRODUCED

An Act relating to insurance; creating the Unintended Pregnancy and Abortion Reduction Act; citing act; requiring certain insurers to provide certain coverage; prohibiting certain practices; defining term; construing act; providing for certain exclusion; 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 6060.61 of Title 36, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Unintended Pregnancy and Abortion Reduction Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 6060.62 of Title 36, unless there is created a duplication in numbering, reads as follows:

A. Any individual or group health insurance or health benefit plan agreement, contract or policy, including the State and Education Employees Group Insurance Board, and any indemnity plan, not-for-profit hospital or medical service or indemnity contract, prepaid or managed care plan or provider arrangement, and Multiple Employer Welfare Arrangement (MEWA) or employer self-insured plan, except as exempt under federal ERISA provisions, that is offered, issued, or renewed on or after the effective date of this act, and that provides for payment of or reimbursement for pregnancy-related services, shall provide contraceptive services for the subscriber or

any dependent of the subscriber who is covered by the agreement, contract or policy.

B. Such agreements, contracts, or policies that provide prescription drug coverage shall not exclude any prescribed drug or device approved by the United States Food and Drug Administration for use as a contraceptive drug or device. Such agreements, contracts or policies shall also not impose any co-payment, coinsurance payment, fee or waiting requirement for such drug or device that is not equally imposed upon all individuals in the same benefit category, class, co-payment or coinsurance level receiving benefits for prescription drugs.

C. As used in this section, "contraceptive services" means physician-delivered, or nurse-delivered medical services intended to promote the effective use of prescription contraceptive drugs or devices to prevent unintended pregnancy.

D. Nothing in this section shall be construed to extend the practice or privileges of any health care provider beyond that provided in the laws governing the provider's practice and privileges.

E. This requirement shall not apply to agreements, contracts or policies that provide coverage for a specified disease or other limited benefit coverage, or groups with fifty or fewer employees.

SECTION 3. This act shall become effective November 1, 2001.

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