

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend amendment number 1 to SB1059
Page 2 Section 2 Lines 2-1/2
Of the printed Bill
Of the Engrossed Bill

By inserting new Sections 2 through 11 as follows:

(please see attached document)

And by renumbering subsequent sections.

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: John Auffet

Adopted: _____

Reading Clerk

1 "SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 501 of Title 72, unless there is
3 created a duplication in numbering, reads as follows:

4 Sections 2 through 11 of this act shall be known and may be
5 cited as the "Veterans' Health Insurance Program Act".

6 SECTION 3. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 502 of Title 72, unless there is
8 created a duplication in numbering, reads as follows:

9 As used in the Veterans' Health Insurance Program Act:

- 10 1. "Program" means the Veterans' Health Insurance Program; and
- 11 2. "Veteran" means any person who has served in a branch of the
12 United States military for greater than one hundred eighty (180)
13 consecutive days after initial training.

14 SECTION 4. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 503 of Title 72, unless there is
16 created a duplication in numbering, reads as follows:

17 A. The Veterans' Health Insurance Program is hereby created.
18 Enrollment shall be based on the availability of funds, and
19 enrollment may be capped based on funds approved for the Program.
20 Coverage under the Program shall begin on or before July 1, 2009.

21 B. The Program shall be administered by the Oklahoma Health
22 Care Authority. The Oklahoma Health Care Authority shall coordinate
23 the Program with other medical assistance programs operated by other
24 state and federal agencies.

1 C. The Oklahoma Health Care Authority may take any appropriate
2 action to limit spending or enrollment into the Program, including,
3 but not limited to, ceasing to accept or process applications,
4 reviewing eligibility more frequently than annually, adjusting cost-
5 sharing, or reducing the income threshold for eligibility as
6 necessary to control expenditures for the Program.

7 SECTION 5. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 504 of Title 72, unless there is
9 created a duplication in numbering, reads as follows:

10 A. To be eligible for the Veterans' Health Insurance Program, a
11 person must:

12 1. Be a veteran who is not on active duty and who has not been
13 dishonorably discharged from service;

14 2. Be a resident of the state;

15 3. Be at least nineteen (19) years of age and no older than
16 sixty-four (64) years of age;

17 4. Be uninsured, as determined by the Oklahoma Health Care
18 Authority, for a period of time to be established by the Oklahoma
19 Health Care Authority, which shall be no less than six (6) months,
20 provided that such period shall be waived if the person lost
21 coverage due to:

22 a. expiration of military post-active-duty benefits, or
23
24

1 b. loss of an employee-sponsored plan because the person
2 was laid off or because the employer no longer offered
3 benefits;

4 5. Not be eligible for medical assistance through the state
5 Medicaid program;

6 6. Not be eligible for health care benefits through the federal
7 Veterans Health Administration; and

8 7. a. have a household income no greater than the sum of:

9 (1) an amount equal to twenty-five percent (25%) of
10 the federal poverty level, plus

11 (2) an amount equal to the federal Veterans Health
12 Administration means-test income threshold at the
13 time of initiation of the program;

14 b. depending on the availability of funds, this level may
15 be increased to an amount equal to:

16 (1) the sum of an amount equal to fifty percent (50%)
17 of the federal poverty level, plus

18 (2) an amount equal to the federal Veterans Health
19 Administration means-test income threshold after
20 six (6) months of operation.

21 The means-test income threshold is subject to alteration by the
22 Oklahoma Health Care Authority as set forth in subsection C of
23 Section 4 of this act.
24

1 B. A veteran who is determined eligible for the Program shall
2 remain eligible for twelve (12) months, provided that the veteran
3 remains a resident of the state and is not excluded under subsection
4 C of this section and provided that the Oklahoma Health Care
5 Authority has not limited the enrollment period as set forth in
6 subsection C of Section 4 of this act.

7 C. A veteran shall not be eligible for coverage under the
8 program if:

9 1. The premium required under Section 9 of this act has not
10 been timely paid. If the required premiums are not paid, the
11 liability of the Program shall be limited to benefits incurred under
12 the Program for the time period for which premiums have been paid
13 and for grace periods as established in Section 11 of this act. If
14 the required monthly premium is not paid, the veteran is ineligible
15 for reenrollment for a minimum period of three (3) months; or

16 2. The veteran is a resident of a nursing facility or an inmate
17 of a correctional facility.

18 SECTION 6. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 505 of Title 72, unless there is
20 created a duplication in numbering, reads as follows:

21 Whenever the Oklahoma Health Care Authority decides to either
22 deny or terminate eligibility under this act, the veteran shall have
23 a right to notice and a hearing as provided by rules to be
24 promulgated by the Oklahoma Health Care Authority Board.

1 SECTION 7. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 506 of Title 72, unless there is
3 created a duplication in numbering, reads as follows:

4 The Oklahoma Health Care Authority shall assist veterans when
5 applying for the program. All applications shall be reviewed for
6 federal Veterans Health Administration eligibility, state Medicaid
7 program eligibility or other existing medical benefits prior to
8 consideration for the Veterans' Health Insurance Program.

9 SECTION 8. NEW LAW A new section of law to be codified
10 in the Oklahoma Statutes as Section 507 of Title 72, unless there is
11 created a duplication in numbering, reads as follows:

12 A. For veterans eligible and enrolled, the Oklahoma Health Care
13 Authority shall purchase or provide medical assistance for eligible
14 veterans that is identical to the benefits provided to adults under
15 the state Medicaid program, except for nursing facility services and
16 nonemergency transportation.

17 B. Providers shall be subject to approval by the Oklahoma
18 Health Care Authority to provide medical assistance and shall be
19 reimbursed at the same rates as providers are reimbursed under the
20 state Medicaid program.

21 C. As an alternative to the benefits set forth in subsection A
22 of this section and when cost-effective, the Oklahoma Health Care
23 Authority may offer veterans subsidies toward the cost of privately
24

1 sponsored health insurance, including employer-sponsored health
2 insurance.

3 SECTION 9. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 508 of Title 72, unless there is
5 created a duplication in numbering, reads as follows:

6 The Oklahoma Health Care Authority shall set forth requirements
7 through rules to be promulgated by the Oklahoma Health Care
8 Authority Board concerning copayments and monthly premiums for
9 medical assistance. This cost-sharing shall be based on household
10 income and is subject to alteration by the Oklahoma Health Care
11 Authority as set forth in subsection C of Section 4 of this act.

12 SECTION 10. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 509 of Title 72, unless there is
14 created a duplication in numbering, reads as follows:

15 The Oklahoma Health Care Authority shall prepare and submit a
16 report to the Legislature by December 31, 2009. The report shall
17 include information regarding implementation of the Veterans' Health
18 Insurance Program, including the number of veterans enrolled, and
19 any available information regarding other benefits derived from the
20 Program, including screening for and acquisition of other veterans'
21 benefits. This report may also include recommendations regarding
22 improvements that may be made to the Program.

23

24

1 SECTION 11. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 510 of Title 72, unless there is
3 created a duplication in numbering, reads as follows:

4 The Oklahoma Health Care Authority Board shall promulgate rules
5 as necessary to implement the provisions of this act, including, but
6 not limited to, rules relating to eligibility, reenrollment, grace
7 periods, notice requirements, hearing procedures, cost-sharing,
8 covered services, and provider requirements."

9

10 51-2-11136 SAB 04/15/08

11

12

13

14

15

16

17

18

19

20

21

22

23

24