

**SENATE CHAMBER**

STATE OF OKLAHOMA

DISPOSITION BY SENATE

**FLOOR AMENDMENT**

No. \_\_\_\_\_

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\_\_\_\_\_  
(Date)

Mr./Madame President:

I move to amend House Bill No. 2531, Page 10, Line 7 1/2,

as follows:

By inserting a new SECTION 3 to read as per attached, by renumbering subsequent sections, and by amending the title to conform.

Submitted by:

\_\_\_\_\_  
Senator Jim Wilson

Wilson-CD-FA-HB2531  
4/9/2008 5:42 PM

- 1 [Insert attachment here]
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1 SECTION . NEW LAW A new section of law to be codified in the Oklahoma Statutes as  
2 Section 6060.19 of Title 36, unless there is created a duplication in numbering, reads as follows:

3 A. Any health benefit plan that is offered, issued or renewed in this state on or after January 1,  
4 2009, shall fully cover any health care services of the insured that is deemed by a health care  
5 professional to be medically necessary in order to treat a health condition, illness, injury or disease.

6 B. The provisions of subsection A of this section shall not apply to any elective procedures that  
7 would result in the termination of a pregnancy.

8 C. As used in this section:

9 1. "Health benefit plan" means individual or group hospital or medical insurance coverage, a  
10 not-for-profit hospital or medical service or indemnity plan, a prepaid health plan, a health  
11 maintenance organization plan, a prepared provider organization plan, the State and Education  
12 Employees Group Health Insurance Plan, and coverage provided by a Multiple Employer Welfare  
13 Arrangement (MEWA) or employee self-insured plan except as exempt under federal ERISA  
14 provisions;

15 2. "Health care professional" means a physician or other health care practitioner providing  
16 health care services;

17 3. "Health care services" means services for the diagnosis, prevention or treatment of a health  
18 condition, illness, injury or disease; and

19 4. "Medically necessary" means health care services that a health care professional, exercising  
20 prudent clinical judgment, would provide to a patient for the purpose of evaluating, diagnosing or  
21 treating a health condition, illness, injury or its symptoms, and that are:

22 a. in accordance with generally accepted standards of medical practice,

23 b. clinically appropriate in terms of type, frequency, extent, site and duration and  
24 considered effective for the patient's health condition, illness, injury or disease,

- 1 c. not primarily for the convenience of the patient or health care professional, and
- 2 d. not more costly than an alternative service or sequence of services at least as
- 3 likely to produce equivalent therapeutic or diagnostic results as to the diagnosis
- 4 or treatment of that patient's health condition, illness, injury or disease.

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6 D. The Insurance Commissioner shall promulgate rules necessary to implement the provisions  
7 of this section.

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