

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

THE STATE SENATE  
Monday, February 25, 2008

Committee Substitute for  
Senate Bill No. 1640

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 1640 - By: IVESTER of the Senate and BLACKWELL of the House.

[ insurance - accident and health benefits coverage - effective date ]

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

SECTION 1. AMENDATORY 36 O.S. 2001, Section 3634, is amended to read as follows:

Section 3634. Medical or surgical services or procedures constituting the practice of podiatric medicine, as defined by Section 142 of Title 59 of the Oklahoma Statutes, psychological services or procedures constituting the practice of psychology, as defined by Section 1352 of Title 59 of the Oklahoma Statutes, and licensed and certified clinical social work services provided by persons meeting the qualifications required under subsection B of Section 1261.1 of Title 59 of the Oklahoma Statutes, licensed marital and family therapy services constituting the practice of marital and family therapy, as defined by Section 1925.2 of Title 59 of the Oklahoma Statutes, licensed professional counseling services constituting the practice of professional counseling, as defined by Section 1902 of Title 59 of the Oklahoma Statutes, and licensed

1 alcohol and drug counselor as defined by Section 1871 of Title 59 of  
2 the Oklahoma Statutes, and covered by the terms of any individual,  
3 group, blanket or franchise policy, agreement or service contract  
4 providing accident or health benefits coverage in Oklahoma issued by  
5 any insurer, whether a stock or mutual insurance company, a medical  
6 service corporation or association, or any other type of issuer  
7 whatever, and covering an Oklahoma risk may be performed by any  
8 practitioner licensed to do so under Sections 136 through 160.2,  
9 Sections 1351 through 1376 ~~or~~, subsection B of Section 1261.1,  
10 Sections 1925.1 through 1925.18, Sections 1901 through 1920 or  
11 Sections 1870 through 1885 of Title 59 of the Oklahoma Statutes, who  
12 is selected by the insured provided that where covered benefits are  
13 offered through a contracting preferred provider organization, the  
14 podiatrist, psychologist, ~~or~~ clinical social worker, marital and  
15 family therapist, professional counselor, or licensed alcohol and  
16 drug counselor is a contracting provider. Except in the case of a  
17 contracting preferred provider organization, any provision,  
18 exclusion or limitation in such a policy denying an insured the free  
19 choice of such licensed podiatric physician, psychologist ~~or~~,  
20 certified clinical social worker, marital and family therapist,  
21 professional counselor, or licensed alcohol and drug counselor  
22 shall, to the extent of the denial, be void, but such voidance shall  
23 not affect the validity of the other provisions of the policy.

1           SECTION 2.   This act shall become effective November 1, 2008.  
2   COMMITTEE REPORT BY: COMMITTEE ON RETIREMENT & INSURANCE, dated  
3   2-21-08 - DO PASS, As Amended and Coauthored.