

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 3301

By: Collins

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5  
6 AS INTRODUCED

7 An Act relating to insurance; prohibiting insurers of  
8 health benefit plans from discontinuing prescription  
9 benefits without physician authorization; defining  
10 terms; providing for codification; and providing an  
11 effective date.

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

13 SECTION 1. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 3634.5 of Title 36, unless there  
15 is created a duplication in numbering, reads as follows:

16 A. Any health benefit plan providing prescription drugs as a  
17 covered benefit shall not discontinue prescription benefits for an  
18 insured or subscriber, or for a family member of the insured or  
19 subscriber, without written authorization from the physician  
20 prescribing the prescription drugs.

21 B. For purposes of this section, "prescription benefits"  
22 includes, but is not limited to, refills of prescription medication.

23 C. As used in this section, "health benefit plan" means group  
24 hospital or medical insurance coverage, a not-for-profit hospital or

1 medical service indemnity plan, a prepaid health plan, a health  
2 maintenance organization plan, a preferred provider organization  
3 plan, the State and Education Employees Group Insurance Board, and  
4 coverage provided by a Multiple Employer Welfare Arrangement (MEWA)  
5 or employer self-insured plan, except as exempted under federal  
6 ERISA provisions.

7 SECTION 2. This act shall become effective November 1, 2008.

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9 51-2-8281 MMP 01/02/08

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