

1 ENGROSSED SENATE
2 BILL NO. 1251

By: Wilson, Johnson
(Constance), Gumm, Leftwich
and Corn of the Senate

3
4 and

5 Brown of the House
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7 An Act relating to insurance; prohibiting health
8 insurance plans from taking certain specified actions
9 based on certain status of the applicant or insured;
10 providing that domestic abuse shall not be considered
11 to be a preexisting condition; defining term;
12 providing for codification; and providing an
13 effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 6060.10A of Title 36, unless
17 there is created a duplication in numbering, reads as follows:

18 A. 1. No health benefit plan shall deny coverage, refuse to
19 issue or renew, cancel or otherwise terminate, restrict or exclude
20 any person from any health benefit plan issued or renewed on or
21 after November 1, 2010, on the basis of the applicant's or insured's
22 status as a victim of domestic abuse as defined in Section 60.1 of
23 Title 22 of the Oklahoma Statutes.

24 2. No health benefit plan shall deny a claim on the basis of
the insured's status as a victim of domestic violence.

1 3. Domestic abuse shall not be considered to be a preexisting
2 condition.

3 B. As used in this section, "health benefit plan" means
4 individual or group coverage, a not-for-profit hospital or medical
5 service or indemnity plan, a prepaid health plan, a health
6 maintenance organization plan, a preferred provider organization
7 plan, the State and Education Employees Group Health Insurance Plan,
8 any program funded under Title XIX of the Social Security Act or
9 such other publicly funded program, and coverage provided by a
10 Multiple Employer Welfare Arrangement (MEWA) or employee self-
11 insured plan except as exempt under federal ERISA provisions.

12 SECTION 2. This act shall become effective November 1, 2010.

13 Passed the Senate the 10th day of March, 2010.

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Presiding Officer of the Senate

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17 Passed the House of Representatives the ____ day of _____,

18 2010.

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Presiding Officer of the House
of Representatives

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