

EHB 1975

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**THE STATE SENATE**  
**Monday, April 6, 2009**

**ENGROSSED**

**House Bill No. 1975**

ENGROSSED HOUSE BILL NO. 1975 - By: Moore, Sullivan and Tibbs of the House and Brown of the Senate.

An Act relating to health care coverage legislation; specifying time period for introduction of bills mandating certain health coverage; providing exception to time period for introduction; requiring report assessing impacts of certain health coverage; providing requirements of report; requiring actuarial analysis for report; authorizing the Legislative Service Bureau to enter into certain contracts; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 7011 of Title 36, unless there is created a duplication in numbering, reads as follows:

A. Any bill which would mandate a health coverage or offering of a health coverage by an insurer, hospital, medical, dental or optometric service corporation, health care services organization or any other health care service contractor as a component of individual or group policies may be introduced according to the applicable deadlines established by the House of Representatives or Senate only in any odd-numbered year during the regular session. Any such bill may be passed by the Legislature only during an even-numbered year of the regular session. Any such bill may be

1 introduced in an even-numbered year, but shall not be considered by  
2 the Legislature during that year.

3 B. Notwithstanding the provisions of subsection A of this  
4 section, any bill which would mandate a health coverage or offering  
5 of a health coverage as provided for in subsection A of this section  
6 may be introduced, considered and enacted in any year of the regular  
7 session of the Legislature if such bill is introduced solely for the  
8 purpose of an unforeseen emergency situation that needs to be  
9 addressed immediately. Such bill shall only be considered if three-  
10 fourths (3/4) of the membership of each House votes to allow the  
11 bill to be considered.

12 SECTION 2. NEW LAW A new section of law to be codified  
13 in the Oklahoma Statutes as Section 7012 of Title 36, unless there  
14 is created a duplication in numbering, reads as follows:

15 A. For any bill which would mandate a health coverage or  
16 offering of a health coverage by an insurer, hospital, medical,  
17 dental or optometric service corporation, health care services  
18 organization or any other health care service contractor as a  
19 component of individual or group policies, the primary author of the  
20 bill shall submit a report prepared by an actuary pursuant to  
21 Section 3 of this act to the respective Senate or House of  
22 Representatives standing committee or subcommittee that has been  
23 assigned to consider the proposal.

1           B. The report shall assess the financial impact of such  
2 coverage, including the extent to which the coverage will increase  
3 or decrease the premium and administrative expenses for  
4 policyholders.

5           SECTION 3.           NEW LAW           A new section of law to be codified  
6 in the Oklahoma Statutes as Section 7013 of Title 36, unless there  
7 is created a duplication in numbering, reads as follows:

8           A. To the extent that information is available, the report  
9 prescribed by Section 2 of this act shall include, but not be  
10 limited to:

11           1. The extent to which the coverage will increase or decrease  
12 the cost of the treatment or service;

13           2. The extent to which the coverage will increase the  
14 appropriate use of the treatment or service;

15           3. The extent to which the mandated treatment or service will  
16 be a substitute for a more expensive treatment or service;

17           4. The extent to which the coverage will increase or decrease  
18 the administrative expenses of insurers and the premium and  
19 administrative expenses of policyholders; and

20           5. The impact of this coverage on the total cost of health  
21 care.

22           B. An actuary who is a member of the American Academy of  
23 Actuaries and who has entered into a contract pursuant to subsection

1 C of this section shall prepare the financial impact analysis  
2 required by subsection A of this section and certify that the  
3 analysis is consistent with accepted actuarial techniques.

4 C. The Legislative Service Bureau is authorized and directed to  
5 enter into a contract with a person or entity for the purposes of  
6 performing the services and duties required by this act.

7 D. The report required by Section 2 of this act shall address  
8 the specific language of the proposed mandate. A report on a  
9 similar bill or proposal in a different jurisdiction is insufficient  
10 and does not meet the requirements of this act.

11 SECTION 4. This act shall become effective November 1, 2009.

12 COMMITTEE REPORT BY: COMMITTEE ON RETIREMENT & INSURANCE, dated  
13 4-2-09 - DO PASS.