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THE STATE SENATE
Monday, February 22, 2010

Senate Bill No. 1251

SENATE BILL NO. 1251 - By: Wilson of the Senate and Brown of the House.

An Act relating to insurance; prohibiting health insurance plans from taking certain specified actions based on certain status of the applicant or insured; providing that domestic abuse shall not be considered to be a preexisting condition; defining term; 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 6060.10 of Title 36, unless there is created a duplication in numbering, reads as follows:

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

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

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

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

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

11 COMMITTEE REPORT BY: COMMITTEE ON RETIREMENT & INSURANCE, dated
12 2-18-10 - DO PASS, As Coauthored.