

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1495

By: Collins

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5
6 AS INTRODUCED

7 An Act relating to insurance; amending 36 O.S. 2001,
8 Section 6060.10, which relates to health benefits;
9 adding post-traumatic stress disorder to definition
of severe mental illness; and providing an effective
date.

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

13 SECTION 1. AMENDATORY 36 O.S. 2001, Section 6060.10, is
14 amended to read as follows:

15 Section 6060.10 As used in this act:

16 1. "Base period" means the period of coverage pursuant to the
17 issuance or renewal of a health benefit plan that is required to
18 provide benefits pursuant to the provisions of Section ~~2~~ 6060.11 of
19 this ~~act~~ title;

20 2. a. "Health benefit plan" means:

- 21 (1) group hospital or medical insurance coverages,
22 (2) not-for-profit hospital or medical service or
23 indemnity plans,
24 (3) prepaid health plans,

- 1 (4) health maintenance organizations,
- 2 (5) preferred provider plans,
- 3 (6) the State and Education Employees Group Insurance
- 4 Plan,
- 5 (7) Multiple Employer Welfare Arrangements (MEWA), or
- 6 (8) employer self-insured plans that are not exempt
- 7 pursuant to the federal Employee Retirement
- 8 Income Security Act (ERISA) provisions.

9 b. The term "health benefit plan" shall not include
10 individual plans; plans that only provide coverage for
11 a specified disease, accidental death, or
12 dismemberment for wages or payments in lieu of wages
13 for a period during which an employee is absent from
14 work because of sickness or injury or as a supplement
15 to liability insurance; Medicare supplemental policies
16 as defined in Section 1882(g)(1) of the federal Social
17 Security Act (42 U.S.C., Section 1395ss); workers'
18 compensation insurance coverages; medical payment
19 insurance issued as a part of a motor vehicle
20 insurance policy; or long term care policies including
21 nursing home fixed indemnity policies, unless the
22 Insurance Commissioner determines that the policy
23 provides comprehensive benefit coverage sufficient to
24 meet the definition of a health benefit plan;

1 3. "Severe mental illness" means any of the following
2 biologically based mental illnesses for which the diagnostic
3 criteria are prescribed in the most recent edition of the Diagnostic
4 and Statistical Manual of Mental Disorders:

- 5 a. schizophrenia,
- 6 b. bipolar disorder (manic-depressive illness),
- 7 c. major depressive disorder,
- 8 d. panic disorder,
- 9 e. obsessive-compulsive disorder, ~~and~~
- 10 f. post-traumatic stress disorder, and
- 11 g. schizoaffective disorder; and

12 4. "Small employer" means any person, firm, corporation,
13 partnership, limited liability company, association, or other legal
14 entity that is actively engaged in business that, on at least fifty
15 percent (50%) of its working days during the preceding calendar
16 year, employed no more than fifty (50) employees who work on a full-
17 time basis, which means an employee has a normal work week of
18 twenty-four (24) or more hours.

19 SECTION 2. This act shall become effective November 1, 2009.

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21 52-1-5807 SAB 01/05/09
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