

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1053

By: Jolley

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6 AS INTRODUCED

7 An Act relating to insurance; amending 36 O.S. 2001,  
8 Section 6060.12, which relates to coverage for mental  
9 health services; clarifying reference; and providing  
10 an effective date.

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

12 SECTION 1. AMENDATORY 36 O.S. 2001, Section 6060.12, is  
13 amended to read as follows:

14 Section 6060.12. A. 1. A health benefit plan that, at the end  
15 of its base period, experiences a greater than two percent (2%)  
16 increase in premium costs pursuant to providing benefits for  
17 treatment of severe mental illness shall be exempt from the  
18 provisions of ~~Section 2 of this act~~ Section 6060.11 of this title.

19 2. To calculate base-period-premium costs, the health benefit  
20 plan shall subtract from premium costs incurred during the base  
21 period, both the premium costs incurred during the period  
22 immediately preceding the base period and any premium cost increases  
23 attributable to factors unrelated to benefits for treatment of  
24 severe mental illness.

- 1           3.    a.    To claim the exemption provided for in subsection A of  
2                            this section a health benefit plan shall provide to  
3                            the Insurance Commissioner a written request signed by  
4                            an actuary stating the reasons and actuarial  
5                            assumptions upon which the request is based.
- 6            b.    The Commissioner shall verify the information provided  
7                            and shall approve or disapprove the request within  
8                            thirty (30) days of receipt.
- 9            c.    If, upon investigation, the Commissioner finds that  
10                           any statement of fact in the request is found to be  
11                           knowingly false, the health benefit plan may be  
12                           subject to suspension or loss of license or any other  
13                           penalty as determined by the Commissioner, or the  
14                           State Commissioner of Health with regard to health  
15                           maintenance organizations.

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