

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1063

By: Laster

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5
6 AS INTRODUCED

7 An Act relating to insurance; defining terms;
8 requiring an insurer to file certain rate
9 application; requiring the insurer to submit an
10 actuarial certification; granting the Insurance
11 Commissioner the authority to deny certain rate
12 increase; authorizing the Insurance Commissioner to
13 promulgate rules; providing for codification; and
14 providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 7010 of Title 36, unless there
18 is created a duplication in numbering, reads as follows:

19 A. As used in this section:

20 1. "Actuarial certification" means a written statement by a
21 member of the American Academy of Actuaries or other individual
22 acceptable to the Insurance Commissioner that an insurer is in
23 compliance with the provisions of subsection C of this act, in
24 establishing premium rates for applicable health benefit plans;

2. "Commissioner" means the Insurance Commissioner; and

1 3. "Insurer" means any insurance company, not-for-profit
2 hospital service and medical indemnity plan, health insurance
3 service organization, preferred provider organization, Health
4 Maintenance Organization or other entity offering health insurance
5 policies, contracts or benefits in this state. Insurer shall not
6 include the State and Education Employees Group Insurance Board.

7 B. In addition to any filing requirements provided in Title 36
8 of the Oklahoma Statutes, beginning January 1, 2010, each insurer
9 shall be required to file a rate application with the Insurance
10 Commissioner for any proposed rate increase in health insurance
11 premiums.

12 C. The insurer shall be required to submit at the time of
13 filing the rate application, an actuarial certification which shall
14 include financial information of the insurer, as determined by the
15 Commissioner, necessary to justify the proposed rate increase.

16 D. If the insurer does not comply with the provisions of
17 subsection C of this section, the Commissioner shall deny such rate
18 increase.

19 E. The Insurance Commissioner shall promulgate rules, if
20 necessary, to implement the provisions of this section.

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

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