

1 ENGROSSED HOUSE  
2 BILL NO. 2130

By: Steele and McCullough of  
the House

3 and

4 Jolley of the Senate  
5  
6

7 An Act relating to insurance; amending Section 2,  
8 Chapter 128, O.S.L. 2009 (36 O.S. Supp. 2010, Section  
9 4602), which relates to the duties of the Health Care  
10 for the Uninsured Board; providing that the Executive  
11 Director shall advise and aid Board; specifying the  
12 Secretary of Health and Human Services shall be the  
13 Executive Director; providing for appointment of  
14 Board; specifying backgrounds of appointees;  
15 providing for the appointment of the original Board;  
16 specifying term of Board membership; providing for  
17 appointment of vacant positions; requiring initial  
18 meeting of Board; directing State Department of  
19 Health to provide space for meetings; changing  
20 agencies that direct implementation and duties of the  
21 Board; directing Board to apply for certain grants  
22 and funds; modifying Insurance Commissioner duties;  
23 and providing an effective date.

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

19 SECTION 1. AMENDATORY Section 2, Chapter 128, O.S.L.  
20 2009 (36 O.S. Supp. 2010, Section 4602), is amended to read as  
21 follows:

22 Section 4602. A. ~~The Insurance Commissioner in collaboration~~  
23 ~~with the Oklahoma Health Care Authority~~ Health Care for the  
24 Uninsured Board (HUB) Executive Director shall advise and aid the

1 ~~Health Care for the Uninsured~~ Board (~~HUB~~) in its duties. The  
2 Secretary of Health and Human Services shall be the Executive  
3 Director. The ~~Insurance Commissioner~~ Executive Director is hereby  
4 authorized to promulgate such reasonable rules as are necessary to  
5 implement the purposes of this act.

6 B. 1. The Health Care for the Uninsured Board shall consist  
7 of:

- 8 a. three members to be appointed by the Governor who  
9 shall represent the actuarial interests of the top ten  
10 health insurance providers in the state who have  
11 expressed a commitment to participate in the HUB,
- 12 b. one member to be appointed by the President Pro  
13 Tempore of the Senate who shall represent the  
14 interests of insurance agents in the state,
- 15 c. one member to be appointed by the Speaker of the House  
16 of Representatives who shall represent the interests  
17 of Oklahoma employers,
- 18 d. the Chief Executive Officer of the Oklahoma Health  
19 Care Authority, or designee,
- 20 e. the Insurance Commissioner, or designee,
- 21 f. one member who shall represent the State and Education  
22 Employees Group Insurance Board, and
- 23 g. one member who shall represent the Oklahoma State  
24 Employees Benefits Council.

1        2. Appointees shall represent interests affected by insurance  
2 exchange requirements, including business interests, consumers and  
3 insurance providers.

4        3. The original Board shall be appointed as follows:

5            a. the Governor shall appoint one member for a term of  
6            two (2) years, and two members for a term of three (3)  
7            years,

8            b. the President Pro Tempore of the Senate appointee  
9            shall serve for a term of two (2) years, and

10           c. the Speaker of the House of Representatives appointee  
11           shall serve for a term of three (3) years.

12        4. All terms after the initial term shall be for three (3)  
13 years. Vacancies shall be filled in the same manner as that  
14 position was originally filled.

15        5. The Board shall meet initially no later than December 15,  
16 2011.

17        6. The State Department of Health shall provide space for  
18 meetings of the Board.

19        C. The State Board of Health Executive Director shall direct  
20 the implementation and duties of the HUB to assist the Insurance  
21 Commissioner. The duties of the HUB shall be to:

22            1. Advise, consult with, and make recommendations to the  
23 Insurance Commissioner as to the matters addressed in subsection C D  
24 of this section; and

1        2. Assist and advise the Insurance Commissioner on such other  
2 matters as the Commissioner may submit for recommendations to the  
3 State Board of Health;

4        3. Apply for grants or other federal Medicaid funds available  
5 to implement the provisions of the Health Care for Oklahomans Act;

6        4. Establish a system of counseling, including a website, for  
7 those individuals who are without health insurance and are not  
8 covered by Medicaid, that includes but is not limited to:

9            a. educating consumers about insurance programs certified  
10            by the state in accordance with this section,

11            b. aiding consumers in choosing policies that cover  
12            medically necessary services for that consumer, and

13            c. educating consumers on how to utilize primary and  
14            preventative care in order to reduce the unnecessary  
15            utilization of services by the consumer; and

16        5. Establish a system whereby if an individual qualifies for a  
17 subsidy under the premium assistance program, established in Section  
18 1010.1 of Title 56 of the Oklahoma Statutes, that person is able to  
19 become enrolled through the HUB in conjunction with local, qualified  
20 insurance producers.

21        ~~C.~~ D. The Insurance Commissioner shall:

22            1. Establish a system of certification for insurance programs  
23 offered in this state to be ~~recommended~~ offered by the HUB;

24

1           2. Establish a system for the credentialing of insurance  
2 producers who intend to market insurance programs certified by the  
3 state in accordance with this section; and

4           3. ~~Establish a system of counseling, including a website, for~~  
5 ~~those individuals who are without health insurance and are not~~  
6 ~~covered by Medicaid, that includes but is not limited to:~~

7           a. ~~educating consumers about insurance programs certified~~  
8           ~~by the state in accordance with this section,~~

9           b. ~~aiding consumers in choosing policies that cover~~  
10           ~~medically necessary services for that consumer, and~~

11           c. ~~educating consumers on how to utilize primary and~~  
12           ~~preventative care in order to reduce the unnecessary~~  
13           ~~utilization of services by the consumer; and~~

14           4. ~~Establish a system whereby if an individual qualifies for a~~  
15 ~~subsidy under the premium assistance program, established in Section~~  
16 ~~1010.1 of Title 56 of the Oklahoma Statutes, that person is able to~~  
17 ~~become enrolled through the HUB in conjunction with local, qualified~~  
18 ~~insurance producers for the certification of low-cost health~~  
19 ~~insurance programs designed to provide coverage to eligible~~  
20 ~~individuals. Such programs shall not be required to include certain~~  
21 ~~mandates. The Board may recommend that plans certified by the~~  
22 ~~Commissioner be offered statewide to eligible individuals.~~

23           E. The HUB shall receive no general revenue appropriations, but  
24 shall be funded by grants awarded to the state.

