

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION BY SENATE

FLOOR AMENDMENT

No. _____

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 1874, by striking the title, enacting clause and entire body of the bill and substituting the attached floor substitute.

Submitted by:

Senator Stanislawski

Stanislawski-JAM-FS-Req#3463
3/3/2014 2:49 PM

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 FLOOR SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1874

By: Stanislawski of the Senate

and

Mulready of the House

7
8
9 FLOOR SUBSTITUTE

10 An Act relating to the Oklahoma Long-Term Care
11 Partnership Program; requiring certain policies to
12 meet certain criteria; providing standards for
13 criteria; providing definition; permitting Insurance
Commissioner to use alternative index for certain
purpose; providing for codification; and providing an
effective date.

14
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 4400 of Title 36, unless there
18 is created a duplication in numbering, reads as follows:

19 A. In accordance with Section 6021 of the Deficit Reduction Act
20 of 2005 (P.L. 109-171) and any applicable provision relating to the
21 Oklahoma Long-Term Care Insurance Partnership Program, any policy
22 intended to meet the requirements under such Program must meet the
23 following criteria for inflation protection coverage:

1 1. For a person who is less than sixty-one (61) years of age as
2 of the date of purchase of the Partnership policy, such policy
3 provides annual inflation protection of at least three percent (3%)
4 per year compounded annually or a rate, compounded annually, that is
5 based upon changes in the consumer price index;

6 2. For a person who is at least sixty-one (61) years of age but
7 less than seventy-six (76) years of age as of the date of purchase
8 of the Partnership policy, such policy provides annual inflation
9 protection of at least three percent (3%) simple or a rate that is
10 based on the annual consumer price index;

11 3. For a person who is at least seventy-six (76) years of age
12 as of the date of purchase of the Partnership policy, such policy
13 may provide inflation protection.

14 B. Persons who purchase a Partnership policy that meets the
15 inflation protection criteria in subsection A of this section may
16 adjust their inflation protection as they age. Their policies will
17 maintain Partnership status as long as the inflation protection
18 continues to meet the minimum requirements for their attained age.

19 C. For the purposes of this section, "consumer price index"
20 means the consumer price index for all urban consumers as determined
21 by the Bureau of Labor Statistics within the United States
22 Department of Labor. The Insurance Commissioner may approve an
23 alternative index to be used in place of the consumer price index or
24 alternative inflation protection programs developed by the insurer

1 if the Commissioner deems that such programs would meet the intent
2 of this section.

3 SECTION 2. This act shall become effective November 1, 2014.

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