

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 1386 By: David of the Senate
3 and
4 Mulready of the House
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7 An Act relating to health insurance; creating the
8 State Innovation Waiver; allowing for multiple waiver
9 submissions; establishing certain procedures for
10 development; requiring certain entities to submit
11 information for approval; authorizing the Insurance
12 Department to review health insurance market after
13 waiver implementation; providing for codification;
14 and providing an effective date.

15 AMENDMENT NO. 1. Strike the title, enacting clause and entire bill
16 and insert

17 "An Act relating to health insurance; creating the
18 State Innovation Waiver; allowing for multiple
19 waiver submissions; establishing certain procedures
20 for development; requiring certain entities to
21 submit information for approval; authorizing the
22 Insurance Department to review health insurance
23 market after waiver implementation; providing for
24 codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 1416 of Title 36, unless there
is created a duplication in numbering, reads as follows:

1 A. There is hereby authorized the creation and submission of a
2 State Innovation Waiver for the purpose of creating Oklahoma health
3 insurance products that improve health and healthcare quality while
4 controlling costs.

5 B. The State Innovation Waiver may include multiple waiver
6 submissions under federal waiver authorities, including:

7 1. Waivers as provided in Section 1332 of the federal
8 Affordable Care Act for the purpose of waiving certain federal
9 insurance and tax regulations to create more state flexibility
10 within the health insurance market; and

11 2. Waivers as provided in Section 1115 of the federal Social
12 Security Act for the purpose of participating in the Delivery System
13 Reform Incentive Payment Program or uncompensated care pools or both
14 the Delivery System Reform Incentive Payment Program and
15 uncompensated care pools with the aim of incentivizing providers
16 through payment for achieving better health outcomes.

17 C. The State Innovation Waiver shall be created consistent with
18 the innovation design plan developed through the Oklahoma Health
19 Improvement Plan. It shall be presented to the Oklahoma Legislature
20 along with a summary of comments received from public hearings and
21 shall include the identification of specific provisions of the
22 Affordable Care Act to be waived in the State of Oklahoma.

23 D. Participating agencies, including but not limited to the
24 State Department of Health, the Oklahoma Health Care Authority, the

1 Department of Mental Health and Substance Abuse Services and the
2 Insurance Department, shall develop the State Innovation Waiver with
3 input from the private sector partners and various subject matter
4 experts and submit any and all necessary information for approval to
5 all relevant entities.

6 E. The Insurance Department is hereby authorized to conduct
7 rate review for the individual and small group health insurance
8 market upon implementation of the State Innovation Waiver under
9 Section 1332 of the federal Affordable Care Act.

10 SECTION 2. This act shall become effective November 1, 2016."

11 Passed the House of Representatives the 14th day of April, 2016.

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Presiding Officer of the House of
Representatives

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Passed the Senate the ____ day of _____, 2016.

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Presiding Officer of the Senate

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