

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3229 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Lewis Moore

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 3229

By: Moore

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to insurance; prohibiting certain insurer from terminating, or refusing to issue or renew, a physician contract under certain circumstances with exceptions; prohibiting certain actions; providing penalty for violation; providing for 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 6057.7 of Title 36, unless there is created a duplication in numbering, reads as follows:

A. An insurer other than a Health Maintenance Organization issuing health benefit plans in this state shall not terminate, or refuse to issue or renew, a contract with a physician to participate in a preferred provider organization network for the reason that the physician provided the person insured under the health benefit plan a referral or name of another physician not participating in a preferred provider organization network, unless the referring

1 physician failed to provide advance notification to the insured that
2 the provider or facility to whom the insured is being referred is
3 not a participant in the insured's health benefit plan's preferred
4 provider organization network.

5 B. An insurance carrier offering a preferred provider benefit
6 plan shall not take any action directly or indirectly that would
7 cause a patient to not consider utilizing their own benefits or to
8 be confused about or intimidated into not utilizing their own
9 benefits for a course of treatment as recommended by their
10 physician.

11 C. For any violation of this section, the Insurance
12 Commissioner shall, after notice and opportunity for a hearing,
13 subject an insurer to an administrative penalty of not less than One
14 Thousand Dollars (\$1,000.00) for each occurrence. Such
15 administrative penalty may be enforced in the same manner in which
16 civil judgments may be enforced. The penalties collected shall be
17 placed in the Insurance Commissioner's Revolving Fund.

18 SECTION 2. This act shall become effective November 1, 2018.
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20 56-2-9945 AMM 02/27/18
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