

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE BILL 1353

By: Haste

AS INTRODUCED

An Act relating to mental health parity; requiring disclosure by health benefit plan to subscribers of certain obligations, website link, coverage denial, appeal rights, claim submission, and contact information; requiring websites and certain contact information be verified annually; 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 6060.11a of Title 36, unless there is created a duplication in numbering, reads as follows:

A. 1. Any health benefit plan that is offered, issued, or renewed in this state on or after the effective date of this act shall disclose to subscribers their obligation to follow mental health parity laws including, but not limited to, the federal Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008, as amended, federal guidance or regulations issued under these acts including 45 CFR 146.136, 45 CFR 147.160, 45

1 CFR 156.115(a)(3), and Section 6060.11 of Title 36 of the Oklahoma
2 Statutes.

3 2. Disclosure pursuant to this section shall include a link to
4 the Insurance Department website's Mental Health Parity page which
5 includes an explanation of mental health parity and the list of
6 parity non-compliant carriers.

7 B. This disclosure shall be included on:

8 1. The annual member notice forms sent to subscribers upon
9 enrollment in or renewal of a health benefit plan; and

10 2. The "explanation of benefits" that relates to a second
11 denial of coverage for a mental health or addiction claim. This
12 disclosure shall include but not be limited to the appeal rights of
13 a subscriber, the procedure for submitting a claim to the Insurance
14 Department, and the web address, phone number, and physical address
15 of the Consumer Assistance Division of the Insurance Department.

16 C. All websites, phone numbers, and physical addresses required
17 to be included in the disclosures provided for in this section shall
18 be verified annually prior to subscriber information being
19 distributed on January 1 of each year.

20 SECTION 2. This act shall become effective November 1, 2022.

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