

An Act

ENROLLED HOUSE
BILL NO. 2049

By: Stinson, Ranson, Archer,
Hefner, and Pittman of the
House

and

Gollihare, Nice, and Kirt
of the Senate

An Act relating to Medicaid parity; providing coverage for mental health and substance use disorders; providing for contract compliance; providing for noncompliance reviews; directing the Oklahoma Health Care Authority to develop a process for complaints; providing for publication of reports; providing for codification; and providing an effective date.

SUBJECT: Medicaid parity

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 4005 of Title 56, unless there is created a duplication in numbering, reads as follows:

A. For Medicaid managed care plans, the Oklahoma Health Care Authority shall ensure that the insurers, health plans, and managed care plans comply with federal and state laws, rules, and regulations applicable to coverage for mental health or substance use disorder services.

B. Contracts with Medicaid managed care plans must require entities to conduct regular parity compliance analysis that contain the information described in 42 U.S.C., Section 300gg-26(a)(8)(i-v) for each nonquantitative treatment limitation imposed on mental health or substance use disorder benefits in any classification of care.

C. Contracts with Medicaid managed care plans must include language requiring managed care plans and entities to conduct parity analysis described in subsection B of this section for a nonquantitative treatment limitation whenever as-written or in-operation changes or amendments are made to that nonquantitative treatment limitation, including prior authorization requirements.

D. State Medicaid programs and Children's Health Insurance Programs (CHIP) must review and compile the analysis from all managed care, CHIP, and alternative benefit plans to ensure compliance and address any noncompliance through a standardized process to mitigate findings of noncompliance.

E. The Oklahoma Health Care Authority shall develop a standardized process for receiving, investigating, substantiating, and resolving parity complaints.

F. The Oklahoma Health Care Authority shall make public the surveys, financial analysis, managed care contract audits, de-identified substantiated parity complaints, and parity reports prepared by the managed care entities and plans and the reports they submit to document parity compliance.

G. The Oklahoma Health Care Authority shall also make public any parity analysis, summary, or report submitted to the Centers for Medicare and Medicaid Services regarding the Oklahoma Medicaid managed care program within thirty (30) days of the state's submission of these reports to the Centers for Medicare and Medicaid Services.

SECTION 2. This act shall become effective November 1, 2025.

Passed the House of Representatives the 24th day of March, 2025.

Presiding Officer of the House
of Representatives

Passed the Senate the 30th day of April, 2025.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____