

ENGROSSED

ENGROSSED HOUSE

1 BILL NO. 2130 By: Steele and McCullough of the
 2 House
 3 and
 4 Jolley of the Senate

5
 6 An Act relating to insurance; amending Section 2,
 7 Chapter 128, O.S.L. 2009 (36 O.S. Supp. 2010, Section
 8 4602), which relates to the duties of the Health Care
 9 for the Uninsured Board; providing that the Executive
 10 Director shall advise and aid Board; specifying the
 11 Secretary of Health and Human Services shall be the
 12 Executive Director; providing for appointment of
 13 Board; specifying backgrounds of appointees;
 14 providing for the appointment of the original Board;
 15 specifying term of Board membership; providing for
 16 appointment of vacant positions; requiring initial
 17 meeting of Board; directing State Department of
 18 Health to provide space for meetings; changing
 19 agencies that direct implementation and duties of the
 20 Board; directing Board to apply for certain grants
 21 and funds; modifying Insurance Commissioner duties;
 22 and providing an effective date.

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

24 SECTION 1. AMENDATORY Section 2, Chapter 128, O.S.L.

1 2009 (36 O.S. Supp. 2010, Section 4602), is amended to read as
2 follows:

3 Section 4602. A. The [~~Insurance Commissioner in~~
4 ~~collaboration with the Oklahoma Health Care Authority~~] Health
5 Care for the Uninsured Board (HUB) Executive Director shall
6 advise and aid the [~~Health Care for the Uninsured~~] Board [~~(HUB)~~]
7 in its duties. The Secretary of Health and Human Services shall
8 be the Executive Director. The [~~Insurance Commissioner~~]
9 Executive Director is hereby authorized to promulgate such
10 reasonable rules as are necessary to implement the purposes of
11 this act.

12 B. 1. The Health Care for the Uninsured Board shall
13 consist of:

14 a. three members to be appointed by the Governor who
15 shall represent the actuarial interests of the top ten health
16 insurance providers in the state who have expressed a commitment
17 to participate in the HUB,

18 b. one member to be appointed by the President Pro
19 Tempore of the Senate who shall represent the interests of
20 insurance agents in the state,

21 c. one member to be appointed by the Speaker of the
22 House of Representatives who shall represent the interests of
23 Oklahoma employers,

24 d. the Chief Executive Officer of the Oklahoma Health
25 Care Authority, or designee,

26 e. the Insurance Commissioner, or designee,

27 f. one member who shall represent the State and

1 Education Employees Group Insurance Board, and

2 g. one member who shall represent the Oklahoma State
3 Employees Benefits Council.

4 2. Appointees shall represent interests affected by
5 insurance exchange requirements, including business interests,
6 consumers and insurance providers.

7 3. The original Board shall be appointed as follows:

8 a. the Governor shall appoint one member for a term
9 of two (2) years, and two members for a term of three (3) years,

10 b. the President Pro Tempore of the Senate appointee
11 shall serve for a term of two (2) years, and

12 c. the Speaker of the House of Representatives
13 appointee shall serve for a term of three (3) years.

14 4. All terms after the initial term shall be for three (3)
15 years. Vacancies shall be filled in the same manner as that
16 position was originally filled.

17 5. The Board shall meet initially no later than December
18 15, 2011.

19 6. The State Department of Health shall provide space for
20 meetings of the Board.

21 C. The [~~State Board of Health~~] Executive Director shall
22 direct the implementation and duties of the HUB [~~to assist the~~
23 ~~Insurance Commissioner~~]. The duties of the HUB shall be to:

24 1. Advise, consult with, and make recommendations to the
25 Insurance Commissioner as to the matters addressed in subsection
26 [~~C~~] D of this section; [~~and~~]

27 2. Assist and advise the Insurance Commissioner on such

1 other matters as the Commissioner may submit for recommendations
2 to the State Board of Health;

3 3. Apply for grants or other federal Medicaid funds
4 available to implement the provisions of the Health Care for
5 Oklahomans Act;

6 4. Establish a system of counseling, including a website,
7 for those individuals who are without health insurance and are not
8 covered by Medicaid, that includes but is not limited to:

9 a. educating consumers about insurance programs
10 certified by the state in accordance with this section,

11 b. aiding consumers in choosing policies that cover
12 medically necessary services for that consumer, and

13 c. educating consumers on how to utilize primary and
14 preventative care in order to reduce the unnecessary utilization
15 of services by the consumer; and

16 5. Establish a system whereby if an individual qualifies
17 for a subsidy under the premium assistance program, established in
18 Section 1010.1 of Title 56 of the Oklahoma Statutes, that person
19 is able to become enrolled through the HUB in conjunction with
20 local, qualified insurance producers.

21 [~~C.~~] D. The Insurance Commissioner shall:

22 1. Establish a system of certification for insurance
23 programs offered in this state to be [~~recommended~~] offered by
24 the HUB;

25 2. Establish a system for the credentialing of insurance
26 producers who intend to market insurance programs certified by the

27 state in accordance with this section; and

4

1 3. Establish a system [~~of counseling, including a website,~~
2 ~~for those individuals who are without health insurance and are not~~
3 ~~covered by Medicaid, that includes but is not limited to:~~]

4 [a.] [educating consumers about insurance programs
5 certified by the state in accordance with this section,]

6 [b.] [aiding consumers in choosing policies that cover
7 medically necessary services for that consumer, and]

8 [c.] [educating consumers on how to utilize primary and
9 preventative care in order to reduce the unnecessary utilization
10 of services by the consumer; and]

11 [~~4. Establish a system whereby if an individual qualifies~~
12 ~~for a subsidy under the premium assistance program, established in~~
13 ~~Section 1010.1 of Title 56 of the Oklahoma Statutes, that person~~
14 ~~is able to become enrolled through the HUB in conjunction with~~
15 ~~local, qualified insurance producers] for the certification of
16 low-cost health insurance programs designed to provide coverage to
17 eligible individuals. Such programs shall not be required to
18 include certain mandates. The Board may recommend that plans
19 certified by the Commissioner be offered statewide to eligible
20 individuals.~~

21 E. The HUB shall receive no general revenue appropriations,
22 but shall be funded by grants awarded to the state.

23 SECTION 2. This act shall become effective November 1,
24 2011.

25 Passed the House of Representatives the 17th day of March,
26 2011.

27 Presiding Officer of the House of

5

1 Representatives

2 Passed the Senate the ____ day of _____, 2011.

3

4 Presiding Officer of the Senate

5 ENGR. H. B. NO. 2130Page 1

