

1 ENGROSSED HOUSE
2 BILL NO. 2130

By: Steele and McCullough of
the House

3 and

4 Jolley of the Senate
5
6

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

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

19 SECTION 1. AMENDATORY Section 2, Chapter 128, O.S.L.
20 2009 (36 O.S. Supp. 2010, Section 4602), is amended to read as
21 follows:

22 Section 4602. A. ~~The Insurance Commissioner in collaboration~~
23 ~~with the Oklahoma Health Care Authority~~ Health Care for the
24 Uninsured Board (HUB) Executive Director shall advise and aid the

1 ~~Health Care for the Uninsured~~ Board (~~HUB~~) in its duties. The
2 Secretary of Health and Human Services shall be the Executive
3 Director. The ~~Insurance Commissioner~~ Executive Director is hereby
4 authorized to promulgate such reasonable rules as are necessary to
5 implement the purposes of this act.

6 B. 1. The Health Care for the Uninsured Board shall consist
7 of:

- 8 a. three members to be appointed by the Governor who
9 shall represent the actuarial interests of the top ten
10 health insurance providers in the state who have
11 expressed a commitment to participate in the HUB,
- 12 b. one member to be appointed by the President Pro
13 Tempore of the Senate who shall represent the
14 interests of insurance agents in the state,
- 15 c. one member to be appointed by the Speaker of the House
16 of Representatives who shall represent the interests
17 of Oklahoma employers,
- 18 d. the Chief Executive Officer of the Oklahoma Health
19 Care Authority, or designee,
- 20 e. the Insurance Commissioner, or designee,
- 21 f. one member who shall represent the State and Education
22 Employees Group Insurance Board, and
- 23 g. one member who shall represent the Oklahoma State
24 Employees Benefits Council.

1 2. Appointees shall represent interests affected by insurance
2 exchange requirements, including business interests, consumers and
3 insurance providers.

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

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

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

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

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

15 5. The Board shall meet initially no later than December 15,
16 2011.

17 6. The State Department of Health shall provide space for
18 meetings of the Board.

19 C. The State Board of Health Executive Director shall direct
20 the implementation and duties of the HUB to assist the Insurance
21 Commissioner. The duties of the HUB shall be to:

22 1. Advise, consult with, and make recommendations to the
23 Insurance Commissioner as to the matters addressed in subsection C D
24 of this section; and

1 2. Assist and advise the Insurance Commissioner on such other
2 matters as the Commissioner may submit for recommendations to the
3 State Board of Health;

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

6 4. Establish a system of counseling, including a website, for
7 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 certified
10 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
15 utilization of services by the consumer; and

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

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

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

1 2. Establish a system for the credentialing of insurance
2 producers who intend to market insurance programs certified by the
3 state in accordance with this section; and

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

7 a. ~~educating consumers about insurance programs certified~~
8 ~~by the state in accordance with this section,~~

9 b. ~~aiding consumers in choosing policies that cover~~
10 ~~medically necessary services for that consumer, and~~

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

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

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

