

FIRST REGULAR SESSION

SENATE BILL NO. 329

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR ROWDEN.

1466S.011

ADRIANE D. CROUSE, Secretary

AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to federal regulation of private health insurance, with an emergency clause.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 376, RSMo, is amended by adding thereto
2 one new section, to be known as section 376.461, to read as
3 follows:

376.461. 1. To the extent a provision of a federal
2 law, rule, or regulation relating to the availability or
3 pricing of, or the coverages or scope of coverages provided
4 by, private health insurance insuring a resident of this
5 state is overturned or otherwise rendered unenforceable by a
6 federal court, such provision shall remain in effect with
7 regard to policies insuring a resident of this state until
8 such time as the general assembly specifically provides
9 otherwise.

10 2. This section shall apply only to provisions of
11 federal laws, rules, or regulations applicable to health
12 carriers and in effect on January 1, 2021.

13 3. For purposes of a market conduct examination under
14 sections 374.202 to 374.207, a violation of a provision of a
15 federal law, rule, or regulation remaining in effect as
16 specified in this section shall be deemed a violation of
17 state law.

Section B. Because of the need to provide certainty
2 and stability in health insurance availability and coverages
3 in this state, section A of this act is deemed necessary for
4 the immediate preservation of the public health, welfare,
5 peace and safety, and is hereby declared to be an emergency
6 act within the meaning of the constitution, and section A of
7 this act shall be in full force and effect upon its passage
8 and approval.

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