

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1117

By: Rogers

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5
6 AS INTRODUCED

7 An Act relating to state government; amending 74 O.S.
8 2011, Section 1308.1, as amended by Section 946,
9 Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2016, Section
10 1308.1), which relates to educational entities
11 insurance plans; directing the Office of Management
12 and Enterprise Services to provide information
13 related to health care claims data; and providing an
14 effective date.

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

16 SECTION 1. AMENDATORY 74 O.S. 2011, Section 1308.1, as
17 amended by Section 946, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
18 2016, Section 1308.1), is amended to read as follows:

19 Section 1308.1 (1) An educational entity may extend the
20 benefits of the health insurance plan, the dental insurance plan,
21 and the life insurance plan to education employees employed by the
22 entity. The benefits of the plans for an education employee shall
23 be the same and shall include the same plan options as would be made
24 available to a state employee participating in the plan that resided
at the same location. Notwithstanding the provisions of Section
1308.2 of this title, a period shall exist for enrolling education

1 entities from April 1, 1989 through October 1, 1991, whereby
2 education employees of a participating education entity may be
3 enrolled, pursuant to this act, during the entities' initial
4 enrollment period, regardless of preexisting conditions. The Office
5 of Management and Enterprise Services shall adopt rules and
6 regulations for enrollment by which education entities may apply to
7 participate in the insurance plans. Once an education entity
8 becomes a participant in the health and dental insurance plans
9 offered through the Oklahoma Employees Insurance and Benefits Act,
10 the education entity may withdraw from participation, in a manner
11 prescribed by the Office. If a school district is participating in
12 the health and dental insurance plans pursuant to the Oklahoma
13 Employees Insurance and Benefits Act, Sections 1301 through 1329.1
14 of this title, the employees of the school district who are eligible
15 to participate in the health and dental plans, at such time as the
16 school district may withdraw from such participation, may require
17 the board of education of the school district to call an election to
18 allow the employees to vote as to whether the school district shall
19 continue participation in the health and dental insurance plans
20 offered through the Oklahoma Employees Insurance and Benefits Act.
21 Upon the filing with the board of education of a petition calling
22 for such an election which is signed by no less than thirty percent
23 (30%) of the eligible employees of the school district, the board of
24 education shall call an election for the purpose of determining

1 whether the school district shall continue participation in the
2 health and dental insurance plans offered through the Oklahoma
3 Employees Insurance and Benefits Act. The election shall be held
4 within thirty (30) days of the filing of the petition. If a
5 majority of those eligible employees voting at the election vote to
6 continue participation in the health and dental insurance plans
7 offered through the Oklahoma Employees Insurance and Benefits Act,
8 the board of education shall be prohibited from withdrawing the
9 school district from such participation. If a majority of those
10 eligible employees voting at the election vote against continued
11 participation in the health and dental insurance plans offered
12 through the Oklahoma Employees Insurance and Benefits Act, the board
13 of education of the school district shall apply to discontinue such
14 participation within thirty (30) days of the election and within the
15 times the school district is authorized to withdraw from
16 participation in accordance with rules established for withdrawal by
17 the Office.

18 (2) Except as otherwise provided in this subsection, when an
19 education entity participates in the health and dental insurance
20 plans offered through the Oklahoma Employees Insurance and Benefits
21 Act, all employees shall be advised of Health Maintenance
22 Organizations prepaid plans available as an alternative to the state
23 self-insured health insurance plan. Eligible part-time education
24 employees, at the option of the employee, may enroll in the plans

1 either at the time the education entity begins participation in the
2 plans or, if later, upon a showing of insurability to the
3 satisfaction of the Office.

4 (3) Any employee of an education entity participating in the
5 health and dental insurance plans offered through the Oklahoma
6 Employees Insurance and Benefits Act who is employed after the
7 education entity began said participation may be enrolled in the
8 health and dental insurance plans or HMO plans approved by the
9 Office on the first day of the second month of employment.

10 (4) Upon initial enrollment of an institution of higher
11 education to participate in the health and dental insurance plans
12 offered through the Oklahoma Employees Insurance and Benefits Act,
13 all individuals presently insured by said institution's present
14 group health insurance plan shall become enrolled in said state
15 plans for the remaining period of said institution's contractual
16 liabilities.

17 (5) Education employees who shall be absent from the teaching
18 service because of election or appointment as a local, state, or
19 national education association officer shall be allowed to retain
20 coverage pursuant to the Oklahoma Employees Insurance and Benefits
21 Act upon the payment of the full cost of the coverage at the rate
22 and under such terms and conditions established by the Office.

23 (6) Except as otherwise provided by law, an educational entity
24 may cease to participate in the Oklahoma Employees Insurance and

1 Benefits Act but provide health insurance coverage through another
2 insurance carrier. The subsequent carrier shall provide coverage to
3 the employees of the educational entity who terminated employment
4 with a retirement benefit, with a vested benefit, or who have ten
5 (10) or more years of service with a participating educational
6 entity but did not have a vested benefit through the retirement
7 system of the educational entity, if the election to retain health
8 insurance coverage was made within thirty (30) days of termination
9 of employment. Coverage shall also be provided to the eligible
10 dependents of the employees if an election to retain coverage is
11 made within thirty (30) days of termination of employment.

12 (7) The Office of Management and Enterprise Services, at the
13 request of any educational entity, shall provide information related
14 to any health care claims data that would assist the educational
15 entity in making the determination whether to obtain health and
16 dental insurance coverage as provided for in the State and Education
17 Employees Group Insurance Act, obtain other health insurance
18 coverage or become a self-insurer to provide health insurance plans
19 for the employees of the school district.

20 SECTION 2. This act shall become effective November 1, 2017.

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