

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 508 By: Newhouse of the Senate
3 and
4 McEntire of the House
5

6 [health insurance - appeals - response -
7 codification - effective date]
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10 AUTHOR: Add the following House Coauthor: Dills
11 AMENDMENT NO. 1. Page 1, line 9, strike the enacting clause
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13 Passed the House of Representatives the 17th day of April, 2019.
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Presiding Officer of the House of
Representatives
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18 Passed the Senate the ____ day of _____, 2019.
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Presiding Officer of the Senate
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ENGROSSED SENATE
BILL NO. 508

By: Newhouse of the Senate

and

McEntire of the House

[health insurance - appeals - response -
codification - effective date]

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 6060.30 of Title 36, unless
there is created a duplication in numbering, reads as follows:

A. Any health benefit plan that receives, from a physician or
hospital, an appeal of the denial of a claim or a dispute regarding
payment of a claim by the insurer shall specifically address the
details of the appeal or payment dispute and provide, in writing,
the reason or reasons for the denial of coverage or additional
payment.

1. The written denial of coverage from the health benefit plan
shall include information regarding the appropriate contact for a
peer-to-peer discussion of the denial of a service.

(Floor Amendments Only) Date and Time Filed: _____

Untimely

Amendment Cycle Extended

Secondary Amendment

1 2. The written response to a payment dispute shall include
2 information regarding the appropriate contact for a technical or
3 coding expert.

4 B. As used in this section:

5 1. "Health benefit plan" means a plan, subject to the
6 limitations of paragraph 2 of subsection C of Section 6060.4 of
7 Title 36 of the Oklahoma Statutes, that:

8 a. provides benefits for medical or surgical expenses
9 incurred as a result of a health condition, accident,
10 or sickness, and

11 b. is offered by any insurance company, group hospital
12 service corporation, the State and Education Employees
13 Group Insurance Board, or health maintenance
14 organization that delivers or issues for delivery an
15 individual, group, blanket, or franchise insurance
16 policy or insurance agreement, a group hospital
17 service contract, or an evidence of coverage, or, to
18 the extent permitted by the Employee Retirement Income
19 Security Act of 1974, 29 U.S.C., Section 1001 et seq.,
20 by a multiple employer welfare arrangement as defined
21 in Section 3 of the Employee Retirement Income
22 Security Act of 1974, or any other analogous benefit
23 arrangement, whether the payment is fixed or by
24 indemnity;

1 2. "Hospital" means any institution, place, building or agency,
2 public or private, whether organized for profit or not, devoted
3 primarily to the maintenance and operation of facilities for the
4 diagnosis, treatment or care of patients admitted for overnight stay
5 or longer in order to obtain medical care, surgical care,
6 obstetrical care, or nursing care for illness, disease, injury,
7 infirmity, or deformity. The term "hospital" includes general
8 medical surgical hospitals, specialized hospitals, critical access
9 and emergency hospitals, and birthing centers, as defined in
10 paragraphs 2 through 7 of Section 1-701 of Title 63 of the Oklahoma
11 Statutes; and

12 3. "Physician" means a person holding a valid license to
13 practice medicine and surgery, osteopathic medicine, podiatric
14 medicine, dentistry, chiropractic or optometry, pursuant to the
15 state licensing provisions of Title 59 of the Oklahoma Statutes.

16 SECTION 2. This act shall become effective November 1, 2019.

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Passed the Senate the 13th day of March, 2019.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2019.

Presiding Officer of the House
of Representatives