

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 55th Legislature (2015)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 804

 By: Standridge of the Senate

 and

 Coody (Jeff) of the House

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10 COMMITTEE SUBSTITUTE

11 [vision plans - eligible plans - selecting vision

12 plans - effective date -

13 emergency]

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

17 SECTION 1. AMENDATORY 74 O.S. 2011, Section 1374, as
18 amended by Section 982, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
19 2014, Section 1374), is amended to read as follows:

20 Section 1374. For the plan year beginning January 1, ~~2005~~ 2016,
21 and for each year thereafter, it shall be the ~~fiduciary~~
22 responsibility of the Office of Management and Enterprise Services
23 to ~~ensure that participants have the option to choose which vision~~
24 ~~plan best meets their individual needs by offering every vision plan~~

1 ~~that notifies the Office of its desire to participate~~ offer no more
2 than three vision plans to participants during the open enrollment
3 period. Providers of plans eligible for selection shall submit
4 information requested by the Office of Management and Enterprise
5 Services no later than July 1 of each year and meets or exceeds.
6 Plans eligible for selection shall meet or exceed the following
7 criteria:

8 1. Has in place a statewide network of at least one hundred
9 fifty providers. "Providers", for purposes of this section, means
10 Optometrists (OD), Ophthalmologists (MD), and Ophthalmologists (DO)
11 which shall be counted once regardless of the number of locations
12 where they may practice. Optical shops and retail optical locations
13 shall not be listed as providers. The company offering the vision
14 plan must have a direct relationship with each provider on its
15 panel, and may not lease, borrow, or otherwise obtain use of a
16 provider panel from another company. This would not prevent a
17 company from offering ~~their~~ its plan through one corporate entity
18 and administering the plan or provider panel through another legal
19 entity of the same organization so long as the entity receiving
20 premiums remains legally responsible for the payment of benefits.

21 Providers must be actively engaged in providing the services offered
22 under the vision plan they represent;

23 2. Has operated in Oklahoma for at least five (5) years;
24 provided, that an immediately prior operation in Oklahoma of a

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 nonsurviving corporation that merges into an affiliated corporation
2 shall be counted in determining whether the surviving corporation
3 has operated a plan in Oklahoma for five (5) years;

4 3. Is properly licensed, registered, certified or authorized to
5 operate its business in this state by the Insurance Department,
6 ~~certified by the State Department of Health, or licensed as a third-~~
7 ~~party administrator by the Insurance Department.~~ Vision plans must
8 be offered by the company administering the plan, not by an agent or
9 third party. A company shall offer only one vision plan and rate
10 schedule for each plan year;

11 4. Presents accurate product information in a reproducible
12 format not to exceed two pages; and

13 5. Vision plans must provide an examination, frames and lenses,
14 and/or contact lenses and some form of indemnified payment to the
15 contracted providers for each component of the benefits, i.e., the
16 exam, frames and lenses and/or contact lenses. This does not
17 eliminate discounted supplementary benefits under a qualified plan,
18 so long as such benefits pertain to vision care.

19 Pursuant to The Oklahoma Central Purchasing Act, the Office of
20 Management and Enterprise Services shall choose the three most
21 suitable and eligible plans that offer the best value to the State
22 of Oklahoma.

23 Any administrative fees imposed by the Oklahoma Employees
24 Insurance and Benefits Board shall be applied equally to all

1 qualified vision plans. There shall be no additional requirements
2 imposed on a vision plan other than the proper licensing ~~or,~~
3 certification or authorization to operate its business by the
4 ~~appropriate state agency~~ Oklahoma Insurance Department.

5 SECTION 2. This act shall become effective July 1, 2015.

6 SECTION 3. It being immediately necessary for the preservation
7 of the public peace, health and safety, an emergency is hereby
8 declared to exist, by reason whereof this act shall take effect and
9 be in full force from and after its passage and approval.

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11 COMMITTEE REPORT BY: COMMITTEE ON INSURANCE, dated 04/13/2015 - DO
12 PASS, As Amended.

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