

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 133 Session of 2017

INTRODUCED BY BAKER, MILLARD, GREINER, RAPP, MURT, BARRAR, KAUFFMAN, MENTZER, PHILLIPS-HILL, READSHAW, GROVE, WARD, LAWRENCE, MARSICO, WATSON AND GABLER, JANUARY 23, 2017

AS REPORTED FROM COMMITTEE ON INSURANCE, HOUSE OF REPRESENTATIVES, AS AMENDED, MARCH 13, 2017

AN ACT

1 Amending Title 40 (Insurance) of the Pennsylvania Consolidated
2 Statutes, in general provisions, providing for right to
3 purchase health insurance sold in other states.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 40 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 102. Right to purchase health insurance sold in other states.

9 (a) Review.--The Insurance Commissioner shall undertake a
10 review of laws and regulations existing on the effective date of
11 this section pertaining to the business of health insurance in
12 this Commonwealth and in other states to determine how to allow
13 Pennsylvania residents the ability to purchase health insurance
14 products sold in other states by carriers not otherwise subject
15 to Pennsylvania insurance laws and regulations.

16 (b) Report.--On or before December 1, 2017, the Insurance
17 Commissioner shall submit a report to the Banking and Insurance

1 Committee of the Senate and the Insurance Committee of the House  
2 of Representatives on what changes to Pennsylvania laws and  
3 regulations would be necessary in order to enable Pennsylvanians  
4 to purchase out-of-State health insurance products. The report  
5 shall address at least the following:

6 (1) The mechanism by which the Insurance Commissioner  
7 can regulate the purchase of out-of-State health insurance  
8 products and the carriers offering those products in order to  
9 protect Pennsylvania consumers, either through multistate  
10 agreements with other states or a similar mechanism whereby  
11 the Insurance Commissioner and the other states that  
12 participate in the agreement delineate their respective roles  
13 and responsibilities for oversight, regulation and  
14 enforcement of applicable laws and rules and specify which  
15 state's laws and regulations apply.

16 (2) The responsibilities of out-of-State carriers with  
17 regard to informing Pennsylvania consumers about the impact  
18 of purchasing a health insurance product that is regulated by  
19 the laws of another state, including information about  
20 whether coverages that are mandated by Pennsylvania law are  
21 included in the out-of-State product, whether Pennsylvania  
22 laws or restrictions on rate changes apply and whether the  
23 product is more or less expensive ~~that~~ THAN other products <--  
24 regulated under Pennsylvania laws and rules.

25 (3) The barriers to allowing Pennsylvania consumers to  
26 purchase out-of-State health insurance products.

27 (4) A proposed time line for implementing changes  
28 necessary to enable the interstate purchase of health  
29 insurance.

30 Section 2. This act shall take effect in 60 days.