

SENATE BILL 1324

By Johnson

AN ACT to amend Tennessee Code Annotated, Title 8,
relative to the formation of qualified health plans.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 8, is amended by adding SECTIONS 2 through 6 as a new chapter 28:

SECTION 2. The purpose of this chapter is to facilitate the purchase and sale of qualified health plans in the individual market in this state.

SECTION 3. For purposes of this chapter

(1) "Commissioner" means the commissioner of commerce and insurance;

(2) "Qualified health plan" means a health benefit plan that has in effect a certification that the plan meets the criteria for certification described in Section 6 of this act; and

(3) "Qualified individual" means an individual, including a minor, who:

(A) Is seeking to enroll in a qualified health plan offered to individuals;

(B) Resides in this state;

(C) At the time of enrollment, is not incarcerated, other than incarceration pending the disposition of charges; and

(D) Is, and is reasonably expected to be, for the entire period for which enrollment is sought, a citizen or national of the United States or an alien lawfully present in the United States.

SECTION 4.

(a) Nothing in this section shall preclude a qualified health plan from voluntarily offering benefits, including wellness programs.

(b) Nothing in this part shall be construed to limit or supersede the health insurance regulatory authority vested with the department of commerce and insurance.

SECTION 5.

There shall be implemented procedures for the certification, recertification and decertification of health benefit plans as qualified health plans.

SECTION 6.

The department of commerce and insurance shall certify a health benefit plan as a qualified health plan, if the health carrier offering the plan is licensed and in good standing to offer health insurance coverage in this state.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring

it.