

SB167 ENROLLED



1 3549VE-3
2 By Senators Carnley, Shelnutt, Scofield, Hovey
3 RFD: Banking and Insurance
4 First Read: 04-Apr-23
5
6 2023 Regular Session



SB167 Enrolled

1 Enrolled, An Act,

2

3

4 Relating to health insurance; to allow health insurers
5 to communicate with enrollees regarding their health insurance
6 plan or policy by electronic means.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. (a) As used in this section, the following
9 terms have the following meanings:

10 (1) HEALTH BENEFIT PLAN. Any policy or contract for
11 health care services, including a vision or dental benefit
12 plan issued, delivered, issued for delivery, renewed in this
13 state by a health care insurer, health maintenance
14 organization, accident and sickness insurer, fraternal benefit
15 society, nonprofit hospital service corporation, nonprofit
16 medical service corporation, health care service plan, or any
17 other individual, firm, corporation, joint venture, or other
18 similar business entity that pays for, purchases, or furnishes
19 health care services to patients, insureds, or beneficiaries
20 in this state, including any entity created pursuant to
21 Article 6 of Chapter 4 of Title 10, Code of Alabama 1975.

22 (2) PLAN SPONSOR. Any person who establishes, adopts,
23 or maintains a health benefit plan, including an employer.

24 (b) A health benefit plan may provide all
25 communications relating to a health benefit plan, including
26 any health insurance identification card, to covered
27 individuals of the health benefit plan by electronic means,
28 provided the plan sponsor has done all of the following:



SB167 Enrolled

29 (1) Provided the consent to the mailing of all
30 communications related to the plan by electronic means on
31 behalf of covered individuals enrolled in the plan to the
32 health benefit plan.

33 (2) Confirmed that the enrollee routinely uses
34 electronic communications on a regular basis. This may be
35 confirmed by the employer of an enrollee if the employer is
36 the plan sponsor.

37 (3) Notified the enrollee of the electronic
38 communication option and provided the enrollee with the
39 opportunity to opt out of delivery by electronic
40 communication. This notice may also be provided by the health
41 benefit plan.

42 Section 2. This act shall become effective on the first
43 day of the third month following its passage and approval by
44 the Governor, or its otherwise becoming law.



SB167 Enrolled

45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB167

Senate 25-Apr-23

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives

Passed: 09-May-23

By: Senator Carnley