

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1558

By: Standridge

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6 AS INTRODUCED

7 An Act relating to health insurance; requiring health
8 benefit plan provider to publish certain information
9 annually or as required by the Insurance Commissioner
10 to require more frequent publishing; prohibiting
11 certain contracts from preventing plan provider or
12 healthcare provider from publishing certain
13 information; making certain agreement void and
14 unenforceable; authorizing Commissioner to promulgate
15 rules; defining terms; authorizing Commissioner to
16 revoke certain license or impose payment of fine;
17 directing certain fine to be deposited in State
18 Insurance Commissioner Revolving Fund; providing for
19 codification; and providing an effective date.

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

21 SECTION 1. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 7430 of Title 36, unless there
23 is created a duplication in numbering, reads as follows:

24 A. Beginning July 1, 2021, and annually thereafter, or more
25 frequently than once a year as required by the Insurance
26 Commissioner, each health benefit plan provider in this state shall
27 publish, in a form and manner determined by the Commissioner,
28 detailed information regarding all forms of remuneration derived

1 from rebates or other forms of incentives received as the result of
2 the healthcare services or purchases of prescription drugs or
3 medical devices.

4 B. A contract issued, amended or renewed on or after July 1,
5 2021, by, between or on behalf of a health benefit plan provider and
6 a healthcare provider shall not contain any provision restricting
7 the ability of a healthcare provider or health benefit plan provider
8 to furnish any information required to be published under this
9 section. Any contractual provision inconsistent with this section
10 shall be void and unenforceable.

11 C. If the Commissioner determines that a health benefit plan
12 provider has violated the requirements of this section, the
13 Commissioner may suspend or revoke the license of the plan provider
14 and impose a civil fine of not more than Fifty Thousand Dollars
15 (\$50,000.00) per day for each violation. Fines imposed and paid
16 under this section shall be deposited into the State Insurance
17 Commissioner Revolving Fund.

18 D. As used in this section, "health benefit plan" shall have
19 the same meaning as provided in Section 6060.4 of Title 36 of the
20 Oklahoma Statutes.

21 E. The Insurance Commissioner shall promulgate rules to
22 implement the provisions of this section by April 1, 2021.

1 SECTION 2. This act shall become effective November 1, 2020.

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3 57-2-2405 CB 1/16/2020 9:51:44 AM
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