

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 804

By: Standridge

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5
6 AS INTRODUCED

7 An Act relating to vision plans; amending 74 O.S.
8 2011, Section 1374, as amended by Section 982,
9 Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2014, Section
10 1374), which relates to visions plans; updating
11 vision plan year; modifying type of responsibility
12 required by certain entity; requiring certain pan
13 providers to provide requested information;
14 conforming language; modifying certain certification
15 or licensing requirements; requiring vision plan of
16 certain venders be offered; defining term;
17 authorizing selection of out-of-state vendors under
18 certain circumstances; providing an effective date;
19 and declaring an effective date.

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

21 SECTION 1. AMENDATORY 74 O.S. 2011, Section 1374, as
22 amended by Section 982, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
23 2014, Section 1374), is amended to read as follows:

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

1 plan or plans to state employees and retirees during the open
2 enrollment period. Providers of plans eligible for selection shall
3 submit information requested by the Office of Management and
4 Enterprise Services no later than July 1 of each year and meets or
5 exceeds the following criteria:

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

20 2. Has operated in Oklahoma for at least five (5) years;

21 3. Is properly licensed, registered, certified or authorized to
22 conduct business in this state by the Insurance Department,
23 ~~certified by the State Department of Health, or licensed as a third-~~
24 ~~party administrator by the Insurance Department.~~ Vision plans must

1 be offered by the company administering the plan, not by an agent or
2 third party. A company shall offer only one vision plan and rate
3 schedule for each plan year;

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

6 5. Vision plans must provide an examination, frames and lenses,
7 and/or contact lenses and some form of indemnified payment to the
8 contracted providers for each component of the benefits, i.e., the
9 exam, frames and lenses and/or contact lenses. This does not
10 eliminate discounted supplementary benefits under a qualified plan.

11 Any administrative fees imposed by the Oklahoma Employees
12 Insurance and Benefits Board shall be applied equally to all
13 qualified vision plans. There shall be no additional requirements
14 imposed on a vision plan other than the proper licensing or
15 certification by the ~~appropriate state agency.~~ Oklahoma Insurance
16 Department. Any Oklahoma-based vendor who meets the criteria as
17 specified herein shall be offered for enrollment in any state
18 employee benefit offering. For purposes of this paragraph, an
19 "Oklahoma-based vendor" shall be defined as a vision care benefit
20 company whose home office, customer service, and administration are
21 located within this state and subject to Oklahoma state income
22 taxes. The Office of Management and Enterprise Services may at
23 their discretion select up to one out-of-state vision care benefits
24

1 company as an offered vendor, provided it meets the criteria
2 specified herein.

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

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

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