

ARKANSAS SENATE
88th General Assembly - Regular Session, 2011
Amendment Form

Subtitle of House Bill No. 1428

TO REQUIRE CHILD-ONLY INDIVIDUAL HEALTH INSURANCE POLICIES AND TO DECLARE AN
EMERGENCY.

Amendment No. 1 to House Bill No. 1428

Amend House Bill No. 1428 as engrossed, H2/28/11 (version: 02/28/2011 09:31:00 AM)

Add Senator J. Hutchinson as a cosponsor of the bill

AND

Page 2, delete line 30 and substitute the following:

"(b)(1) An insurer shall establish and administer the open enrollment period for the purpose of offering a child-only plan to each qualified individual.

(2) During the open enrollment period and within thirty (30) days of a"

AND

Page 3, delete lines 1 and 2, and substitute the following:

"to qualified individuals under § 23-79-509(a)(1)(C)."

AND

Page 3, delete line 5, and substitute the following:

"Comprehensive Health Insurance Pool shall be determined under policies and procedures established by the Board of Directors of the Arkansas Comprehensive Health Insurance Pool."

AND

Page 3, delete line 9, and substitute the following:

"this act expires on January 1, 2014."

SECTION 2. Arkansas Code § 23-79-509(a)(1), concerning the general eligibility requirements of the Arkansas Comprehensive Health Insurance Pool, is amended to read as follows:

(a) General Eligibility Requirements. The following requirements apply to a resident eligible person or a trade adjustment assistance eligible person in order for the person to be eligible for plan coverage:

(1) Except as provided in subdivision (a)(2) of this section or subsection (b) of this section, any individual person who meets the



definition of resident eligible person as defined by § 23-79-503 or a trade adjustment assistance eligible person as defined by § 23-79-503 and is either a citizen of the United States or an alien lawfully admitted for permanent residence who continues to be a resident of this state shall be eligible for plan coverage if evidence is provided of:

(A) A notice of rejection or refusal by an insurer to issue substantially similar individual health insurance coverage by reason of the existence or history of a medical condition or upon such other evidence that the Board of Directors of the Arkansas Comprehensive Health Insurance Pool deems sufficient in order to verify that the applicant is unable to obtain the coverage from an insurer due to the existence or history of a medical condition;

(B)(i) A refusal by an insurer to issue individual health insurance coverage except at a rate that the board determines is substantially in excess of the applicable plan rate.

(ii) A rejection or refusal by a group health plan or insurer offering only stop-loss or excess-of-loss insurance or contracts, agreements, or other arrangements for reinsurance coverage with respect to the applicant shall not be sufficient evidence under this subsection; ~~or~~

(C)(i) Until September 30, 2011, a refusal by an insurer to issue individual health insurance coverage to a child under nineteen (19) years of age.

(ii) After September 30, 2011, the eligibility of a child under nineteen (19) years of age for individual health insurance coverage shall be determined by the board; or

(D) Evidence that the applicant was covered under a qualified high risk pool of another state, provided that the coverage terminated no more than sixty-three (63) days prior to the date the pool receives the applicant's application for coverage and the other state's qualified high risk pool did not terminate the person's coverage for fraud;"

AND

Page 3, line 11, delete "SECTION 2" and substitute "SECTION 3"

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senators J. Hutchinson, Laverty
DLP/AMH - 03/07/11 01:08
DLP173 _____
Secretary