

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

As Engrossed: S4/20/21

# A Bill

SENATE BILL 664

5 By: Senator G. Leding  
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## For An Act To Be Entitled

8 AN ACT TO EXEMPT HEALTH SAVINGS ACCOUNT-QUALIFIED  
9 HEALTH INSURANCE POLICIES FROM CERTAIN INSURANCE  
10 REQUIREMENTS; TO CLARIFY THE COVERAGE OF DIAGNOSTIC  
11 EXAMINATIONS FOR BREAST CANCER UNDER CERTAIN PLANS;  
12 AND FOR OTHER PURPOSES.  
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## Subtitle

15 TO EXEMPT HEALTH SAVINGS ACCOUNT-  
16 QUALIFIED HEALTH INSURANCE POLICIES FROM  
17 CERTAIN INSURANCE REQUIREMENTS; AND TO  
18 CLARIFY THE COVERAGE OF DIAGNOSTIC  
19 EXAMINATIONS FOR BREAST CANCER UNDER  
20 CERTAIN PLANS.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. Arkansas Code Title 23, Chapter 79, Subchapter 1, is  
27 amended to add an additional section to read as follows:

28 23-79-164. Health savings account-qualified health insurance policy -  
29 Exemption - Definition.

30 (a) As used in this section, "health savings account-qualified health  
31 insurance policy" means a policy of individual or group health insurance  
32 coverage that satisfies the criteria for a high deductible health plan under  
33 26 U.S.C. § 223, as it existed on January 1, 2021.

34 (b) A health savings account-qualified health insurance policy is  
35 exempt from a prohibition on cost-sharing requirements for a covered benefit  
36 that is required under state law to the extent the exemption is necessary to



1 meet the criteria for a health savings account-qualified health insurance  
2 policy.

3 (c) This section does not apply to any coverage required by state law  
4 that pertains to preventive care as defined by regulation or guidance issued  
5 by the United States Department of the Treasury under 26 U.S.C. § 223, as it  
6 existed on January 1, 2021, with respect to any health savings account-  
7 qualified health insurance policy issued, delivered, amended, or renewed  
8 while the regulation or guidance issued by the United States Department of  
9 the Treasury is effective.

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12 */s/G. Leding*  
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