

As Engrossed: 3/8/95

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Representative Malone**

A Bill

ACT III5 OF 1995
HOUSE BILL 1812

For An Act To Be Entitled

8 "AN ACT TO REQUIRE EMPLOYERS AND OWNERS WHO MAKE HEALTH
9 BENEFITS AVAILABLE TO THEIR EMPLOYEES, TO DISCLOSE THOSE
10 BENEFITS AS BEING SELF-INSURED, FULLY-INSURED OR ERISA-
11 QUALIFIED AND TO PROVIDE THE NECESSARY INFORMATION TO
12 ENABLE THOSE EMPLOYEES TO CONTACT THE REGULATORS OF THAT
13 HEALTH PLAN; AND FOR OTHER PURPOSES."

Subtitle

14
15 "TO REQUIRE DISCLOSURE OF HEALTH
16 BENEFITS AS SELF-INSURED, FULLY-INSURED
17 OR ERISA-QUALIFIED."
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19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Subchapter 1 of Chapter 2 of title 11 of the Arkansas Code
23 is amended by inserting an additional section at the end thereof to read as
24 follows:

25 "11-2-122. Disclosure to Employees - health benefits available.

26 Any employer or owner who does make available to his employees any
27 health benefits, excluding workers_ compensation, shall inform and notify his
28 employees of the nature of those benefits as to those benefits being self-
29 insured, fully-insured, or ERISA-qualified, and shall provide the necessary
30 information to enable his employees to contact the authority regulating those
31 health benefits. The notification shall be made at such time and in such
32 manner as prescribed by regulation promulgated by the *Director of Labor*."
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34 SECTION 2. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
36 Revision Commission shall incorporate the same in the Code.

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SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

/s/Rep. Malone

APPROVED: 4-10-95

