

SECOND REGULAR SESSION

SENATE BILL NO. 970

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR ROWDEN.

Read 1st time February 4, 2020, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4835S.03I

AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to federal regulation of private health insurance, with an emergency clause.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 376, RSMo, is amended by adding thereto one new
2 section, to be known as section 376.461, to read as follows:

**376.461. 1. To the extent a provision of a federal law, rule, or
2 regulation relating to the availability or pricing of, or the coverages or
3 scope of coverages provided by, private health insurance issued for
4 delivery in this state is overturned or otherwise rendered
5 unenforceable by a federal court, such provision shall remain in effect
6 with regard to policies issued for delivery in this state until such time
7 as the general assembly specifically provides otherwise.**

8 **2. This section shall apply only to provisions of federal laws,
9 rules, or regulations applicable to health carriers and in effect on
10 January 1, 2020.**

11 **3. For purposes of a market conduct examination under sections
12 374.202 to 374.207, a violation of a provision of a federal law, rule, or
13 regulation remaining in effect as specified in this section shall be
14 deemed a violation of state law.**

Section B. Because of the need to provide certainty and stability in health
2 insurance availability and coverages in this state, section A of this act is deemed
3 necessary for the immediate preservation of the public health, welfare, peace and
4 safety, and is hereby declared to be an emergency act within the meaning of the
5 constitution, and section A of this act shall be in full force and effect upon its
6 passage and approval.

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