

REFERENCE TITLE: health insurance; certain mandates excluded

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2757

Introduced by
Representatives Adams, Boone, Stump

AN ACT

AMENDING TITLE 20, CHAPTER 4, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-846; AMENDING TITLE 20, CHAPTER 4, ARTICLE 9, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-1079; AMENDING TITLE 20, CHAPTER 6, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-1383; AMENDING SECTION 20-2341, ARIZONA REVISED STATUTES; RELATING TO INDIVIDUAL HEALTH INSURANCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 20, chapter 4, article 3, Arizona Revised Statutes,
3 is amended by adding section 20-846, to read:

4 20-846. Individual policies; certain mandates excluded

5 NOTWITHSTANDING ANY STATUTE TO THE CONTRARY IN THIS ARTICLE, A HOSPITAL
6 SERVICE CORPORATION, MEDICAL SERVICE CORPORATION OR HOSPITAL AND MEDICAL
7 SERVICE CORPORATION MAY ISSUE A SUBSCRIPTION CONTRACT TO AN INDIVIDUAL THAT
8 IS NOT SUBJECT TO THE REQUIREMENTS OF ANY OF THE FOLLOWING:

- 9 1. SECTION 20-461, SUBSECTION A, PARAGRAPH 17 AND SUBSECTION B.
- 10 2. SECTION 20-826, SUBSECTION C, PARAGRAPH 1.
- 11 3. SECTION 20-826, SUBSECTIONS F, J, K, U, V, W, X AND Y.
- 12 4. SECTION 20-841, SUBSECTIONS A AND C.
- 13 5. SECTIONS 20-841.01, 20-841.02, 20-841.03, 20-841.04, 20-841.06,
14 20-841.07 AND 20-841.08.
- 15 6. SECTION 20-841.05, SUBSECTIONS B AND E.

16 Sec. 2. Title 20, chapter 4, article 9, Arizona Revised Statutes, is
17 amended by adding section 20-1079, to read:

18 20-1079. Individual policies; certain mandates excluded

19 NOTWITHSTANDING ANY STATUTE TO THE CONTRARY IN THIS ARTICLE, A HEALTH
20 CARE SERVICES ORGANIZATION MAY ISSUE AN EVIDENCE OF COVERAGE TO AN INDIVIDUAL
21 THAT IS NOT SUBJECT TO THE REQUIREMENTS OF ANY OF THE FOLLOWING:

- 22 1. SECTION 20-461, SUBSECTION A, PARAGRAPH 17 AND SUBSECTION B.
- 23 2. SECTION 20-1057, SUBSECTIONS C, K, L, Y, Z, AA AND BB.
- 24 3. SECTIONS 20-1057.01, 20-1057.03, 20-1057.04, 20-1057.05 AND
25 20-1057.08.
- 26 4. SECTION 20-1057.02, SUBSECTION B.

27 Sec. 3. Title 20, chapter 6, article 4, Arizona Revised Statutes, is
28 amended by adding section 20-1383, to read:

29 20-1383. Individual policies; certain mandates excluded

30 NOTWITHSTANDING ANY STATUTE TO THE CONTRARY IN THIS ARTICLE, A
31 DISABILITY INSURER MAY ISSUE A POLICY TO AN INDIVIDUAL THAT IS NOT SUBJECT TO
32 THE REQUIREMENTS OF ANY OF THE FOLLOWING:

- 33 1. SECTION 20-461, SUBSECTION A, PARAGRAPH 17 AND SUBSECTION B.
- 34 2. SECTION 20-1342, SUBSECTION A, PARAGRAPH 8, SUBDIVISION (a).
- 35 3. SECTION 20-1342, SUBSECTION A, PARAGRAPHS 11 AND 12.
- 36 4. SECTION 20-1342, SUBSECTIONS H, I, J AND K.
- 37 5. SECTION 20-1342.01.
- 38 6. SECTION 20-1376, SUBSECTIONS A AND C.
- 39 7. SECTIONS 20-1376.01, 20-1376.02, 20-1376.03 AND 20-1376.04.

40 Sec. 4. Section 20-2341, Arizona Revised Statutes, is amended to read:

41 20-2341. Small business health insurance plans; mandatory
42 coverage exemption; definitions

43 A. A policy, subscription contract, contract, plan or evidence of
44 coverage issued to a small business by a health care insurer is not subject
45 to the requirements of any of the following:

- 46 1. Section 20-461, subsection A, paragraph 17 and subsection B.

1 2. Section 20-826, subsection C, paragraph 1.
2 3. Section 20-826, subsections F, J, K, U, V, W, X and Y.
3 4. SECTION 20-841, SUBSECTIONS A AND C.
4 ~~4.~~ 5. Sections ~~20-841~~, 20-841.01, 20-841.02, 20-841.03, 20-841.04,
5 20-841.06, 20-841.07 and 20-841.08.
6 ~~5.~~ 6. Section 20-841.05, subsections B and E.
7 ~~6.~~ 7. Section 20-1057, subsections C, K, L, Y, Z, AA and BB.
8 ~~7.~~ 8. Sections 20-1057.01, 20-1057.03, 20-1057.04, 20-1057.05 and
9 20-1057.08.
10 ~~8.~~ 9. Section 20-1057.02, Subsection B.
11 ~~9.~~ 10. Section 20-1342, subsection A, paragraph 8, subdivision (a).
12 ~~10.~~ 11. Section 20-1342, subsection A, paragraphs 11 and 12.
13 ~~11.~~ 12. Section 20-1342, subsections H, I, J and K.
14 ~~12.~~ 13. Section 20-1342.01.
15 14. SECTION 20-1376, SUBSECTIONS A AND C.
16 ~~13.~~ 15. Sections ~~20-1376~~, 20-1376.01, 20-1376.02, 20-1376.03 and
17 20-1376.04.
18 ~~14.~~ 16. Section 20-1402, subsection A, paragraph 4, subdivision (a).
19 ~~15.~~ 17. Section 20-1402, subsection A, paragraphs 7 and 8.
20 ~~16.~~ 18. Section 20-1402, subsections H, I, J, K and L.
21 ~~17.~~ 19. Section 20-1404, subsection F, paragraph 1.
22 ~~18.~~ 20. Section 20-1404, subsections I, Q, R, S, T and U.
23 ~~19.~~ 21. Section 20-1406, SUBSECTIONS A AND C.
24 ~~20.~~ 22. Sections 20-1406.01, 20-1406.02, 20-1406.03 and 20-1406.04.
25 ~~21.~~ 23. Section 20-1407.
26 ~~22.~~ 24. Section 20-2321.
27 ~~23.~~ 25. Section 20-2327.
28 ~~24.~~ 26. Section 20-2329.
29 B. Section 20-2304, subsection B does not apply to a policy,
30 subscription contract, contract, plan or evidence of coverage issued to a
31 small business pursuant to subsection A of this section.
32 C. In this article, unless the context otherwise requires:
33 1. "Health care insurer" means a disability insurer, group disability
34 insurer, blanket disability insurer, health care services organization,
35 hospital service corporation, medical service corporation or hospital and
36 medical service corporation.
37 2. "Small business" means a business that employed at least two but
38 not more than twenty-five persons at any time during the most recent calendar
39 year and that has been uninsured for at least six months.