

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
SENATE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 791

94TH GENERAL ASSEMBLY

1506S.03T

2007

AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to the provision of certain claims information by health carriers.

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 section, to be
2 known as section 376.435, to read as follows:

**376.435. 1. Beginning January 1, 2008, a health carrier providing a group health
2 benefit plan or plans as such terms are defined in section 376.1350, to an employer who
3 meets the requirements specified in subsection 2 of this section shall, upon request by the
4 employer or the employer's producer of record, provide a report of the total dollar amount
5 and total number of claims paid under the plan or plans for each of the prior three years
6 or for each year coverage was in place if less than three years at the time of the request. In
7 the case of an employer with multiple plans, the total dollar amounts shall be aggregated
8 into one report. The report shall be provided within thirty days of the request; however,
9 a health carrier shall not be required to provide such report for the employer or the
10 employer's producer of record more than twice in any calendar year. The information
11 provided to the employer or the employer's producer of record shall be furnished in a
12 manner that does not individually identify any employee or other person covered by the
13 health benefit plan and shall comply with all applicable federal and state privacy laws
14 regarding the disclosure of health records.**

15 **2. For purposes of subsection 1 of this section, an employer is one who:**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 (1) Provides an employee health benefit plan with at least fifty-one covered lives
17 either at the time of the request or at the start of the reporting period; and

18 (2) Has been insured continuously with the health carrier or a carrier affiliated
19 with the health carrier for at least the preceding twenty-two months.

20 3. As used in this section, the term "covered lives" means employees, their spouses,
21 and dependents insured under the health benefit plan for which a report is requested.

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