

FIRST REGULAR SESSION

HOUSE BILL NO. 1195

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HILL.

2131H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to health care benefits, with a delayed effective date.

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 known as section 376.006, to read as follows:

376.006. 1. The provisions of this section shall be known and may be cited as the "Farm Bureau and Nonprofit Membership Health Coverage Act of 2021".

2. For purposes of this section, the following terms mean:

(1) "Farm bureau", a nonprofit agricultural membership organization incorporated in this state designated as the state's farm bureau, including any affiliate of the organization;

(2) "Nonprofit cooperative association", an association incorporated under chapter 274;

(3) "Nonprofit membership organization", a professional or trade association or any entity with dues-paying members that is exempt from federal income tax under Section 501(c) of the Internal Revenue Code and that exists to serve its members for a purpose other than offering health care coverage.

3. Notwithstanding any other provision of law, any health care benefit coverage provided by a farm bureau, nonprofit cooperative association, or nonprofit membership organization shall not be considered insurance or an insurance product.

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 **4. The risk under health care benefit coverage provided by a farm bureau,**
17 **nonprofit cooperative association, or nonprofit membership organization may be reinsured**
18 **by a company authorized to conduct reinsurance in this state.**

19 **5. Any farm bureau, nonprofit cooperative association, or nonprofit membership**
20 **organization offering health care benefit coverage shall file a signed, certified actuarial**
21 **statement of plan reserves annually with the director.**

22 **6. The director shall promulgate any rules necessary to implement the provisions**
23 **of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that**
24 **is created under the authority delegated in this section shall become effective only if it**
25 **complies with and is subject to all of the provisions of chapter 536 and, if applicable,**
26 **section 536.028. This section and chapter 536 are nonseverable, and if any of the powers**
27 **vested with the general assembly pursuant to chapter 536 to review, to delay the effective**
28 **date, or to disapprove and annul a rule are subsequently held unconstitutional, then the**
29 **grant of rulemaking authority and any rule proposed or adopted after the effective date**
30 **of this section shall be invalid and void.**

 Section B. The enactment of section 376.006 of this act shall become effective on
2 January 1, 2022.

✓