

1 2. "Terminal condition" means any malignancy or chronic end-
2 stage cardiovascular or cerebral vascular disease that is likely to
3 result in the insured's death.

4 B. Notwithstanding any other provisions of law to the contrary,
5 no health benefit plan shall deny coverage for medically necessary
6 treatment prescribed by a physician and agreed to by a fully
7 informed insured or, if the insured lacks legal capacity to consent,
8 by a person who has legal authority to consent on the insured's
9 behalf, based solely on an insured's life expectancy or the fact
10 that the insured is diagnosed with a terminal condition.

11 C. Refusing coverage for medically necessary treatment to be
12 rendered to an insured based solely on the insured's life expectancy
13 or the fact that the insured is diagnosed with a terminal condition
14 shall be a violation of this section.

15 SECTION 2. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1010.14 of Title 56, unless
17 there is created a duplication in numbering, reads as follows:

18 A. As used in this section, "terminal condition" means any
19 malignancy or chronic end-stage cardiovascular or cerebral vascular
20 disease that is likely to result in the individual's death.

21 B. Notwithstanding any other provision of law to the contrary,
22 no health benefit plan paid directly or indirectly with state funds
23 including but not limited to Medicaid shall deny coverage for
24 medically necessary treatment prescribed by a physician and agreed

1 to by a fully informed individual or, if the individual lacks legal
2 capacity to consent, by a person who has legal authority to consent
3 on the individual's behalf, based solely on an individual's life
4 expectancy or the fact that the individual has been diagnosed with a
5 terminal condition.

6 C. Refusing coverage for medically necessary treatment to be
7 rendered to an individual based solely on the individual's life
8 expectancy or the fact that the individual has been diagnosed with a
9 terminal condition shall be a violation of this section.

10 SECTION 3. This act shall become effective November 1, 2015.

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12 COMMITTEE REPORT BY: COMMITTEE ON ALCOHOL, TOBACCO, AND CONTROLLED
13 SUBSTANCES, dated 02/25/2015 - DO PASS, As Amended.

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