

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 COMMITTEE SUBSTITUTE

4 FOR

5 HOUSE BILL NO. 1512

6 By: Tedford

7 COMMITTEE SUBSTITUTE

8 An Act relating to insurance; granting the Oklahoma  
9 Insurance Commissioner certain authority related to  
10 the Patient Protection and Affordable Care Act;  
11 providing definition; creating the State-based  
12 Exchange Revolving Fund; providing purpose of fund;  
13 providing for certain monies to be deposited to fund;  
14 providing for codification; providing an effective  
15 date; and declaring an emergency.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. NEW LAW A new section of law to be codified  
18 in the Oklahoma Statutes as Section 4606 of Title 36, unless there  
19 is created a duplication in numbering, reads as follows:

20 A. The Oklahoma Insurance Commissioner shall have the authority  
21 to implement, establish, create, administer, or otherwise operate an  
22 exchange, promulgate rules, and apply to the United States Secretary  
23 of Health and Human Services for a waiver pursuant to Section 1332  
24 of the Patient Protection and Affordable Care Act (42 U.S.C.,  
Section 18052).

1 B. "Exchange" means a state, federal, or partnership exchange  
2 or marketplace operating in Oklahoma pursuant to Section 1311 of the  
3 Patient Protection and Affordable Care Act.

4 SECTION 2. NEW LAW A new section of law to be codified  
5 in the Oklahoma Statutes as Section 4606.1 of Title 36, unless there  
6 is created a duplication in numbering, reads as follows:

7 A. There is hereby created in the State Treasury a revolving  
8 fund for the Insurance Department, to be designated the "State-based  
9 Exchange Revolving Fund". The fund shall be a continuing fund, not  
10 subject to fiscal year limitations, and shall consist of any monies  
11 deposited to the fund for the creation, implementation,  
12 administration, and operation of the State-based Exchange as  
13 authorized in subsection A of Section 1 of this act. All monies  
14 accruing to the credit of the fund are hereby appropriated and may  
15 be budgeted and expended by the Department for the creation,  
16 implementation, administration, and operation of the State Based  
17 Exchange. Warrants for expenditures from the revolving fund shall  
18 be drawn by the State Treasurer, based on claims signed by an  
19 authorized employee or employees of the Insurance Department, and  
20 filed with the Director of the Office of Management and Enterprise  
21 Services.

22 B. Notwithstanding any law to the contrary, all monies,  
23 including but not limited to user fees, paid to or collected by the  
24 Insurance Commissioner in relation to the State-based Exchange shall

1 be deposited in the State-based Exchange Revolving Fund. Monies  
2 shall not lapse, unless otherwise specified under federal funding or  
3 federal grant, or a grant or funds from another source, or be  
4 transferred to the State Insurance Commissioner Revolving Fund or  
5 other state funds and shall not be redistributed.

6 SECTION 3. This act shall become effective July 1, 2025.

7 SECTION 4. It being immediately necessary for the preservation  
8 of the public peace, health or safety, an emergency is hereby  
9 declared to exist, by reason whereof this act shall take effect and  
10 be in full force from and after its passage and approval.

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