

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                   STATE OF OKLAHOMA

3                   1st Session of the 60th Legislature (2025)

4                   HOUSE BILL 2049

By: Stinson of the House

5                   and

6                   **Gollihare** of the Senate

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9                   AS INTRODUCED

10                  An Act relating to Medicaid parity; providing  
11                  coverage for mental health and substance use  
12                  disorders; providing for contract compliance;  
13                  providing for noncompliance reviews; directing the  
14                  Oklahoma Health Care Authority to develop a process  
15                  for complaints; providing for publication of reports;  
16                  providing for codification; and providing an  
17                  effective date.

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

19                  SECTION 1.        NEW LAW        A new section of law to be codified

20                  in the Oklahoma Statutes as Section 4005 of Title 56, unless there  
21                  is created a duplication in numbering, reads as follows:

22                  A.       For Medicaid managed care plans, the Oklahoma Health Care  
23                  Authority shall ensure that the insurers, health plans, and managed  
24                  care plans comply with federal and state laws, rules, and  
                    regulations applicable to coverage for mental health or substance  
                    use disorder services.

1       B. Contracts with Medicaid managed care plans must require  
2 entities to conduct regular parity compliance analysis that contain  
3 the information described in 42 U.S. Code Section 300gg-26(a)(8)(i-  
4 v) for each nonquantitative treatment limitation imposed on mental  
5 health or substance use disorder benefits in any classification of  
6 care.

7       C. Contracts with Medicaid managed care plans must include  
8 language requiring managed care plans and entities to conduct parity  
9 analysis described in subsection B of this section for a  
10 nonquantitative treatment limitation whenever as-written or in-  
11 operation changes or amendments are made to that nonquantitative  
12 treatment limitation, including prior authorization requirements.

13      D. State Medicaid programs and Children's Health Insurance  
14 Programs (CHIP) must review and compile the analysis from all  
15 managed care, CHIP, and alternative benefit plans to ensure  
16 compliance and address any noncompliance through a standardized  
17 process to mitigate findings of noncompliance.

18      E. The Oklahoma Health Care Authority shall develop a  
19 standardized process for receiving, investigating, substantiating,  
20 and resolving parity complaints.

21      F. The Oklahoma Health Care Authority shall make public the  
22 surveys, financial analysis, managed care contract audits, de-  
23 identified substantiated parity complaints, and parity reports

1 prepared by the managed care entities and plans and the reports they  
2 submit to document parity compliance.

3       G. The Oklahoma Health Care Authority shall also make public  
4 any parity analysis, summary, or report submitted to the Centers for  
5 Medicare and Medicaid Services regarding the Oklahoma Medicaid  
6 managed care program within thirty (30) days of the state's  
7 submission of these reports to the Centers for Medicare and Medicaid  
8 Services.

9       SECTION 2. This act shall become effective November 1, 2025.

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11 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
12 03/06/2025 - DO PASS, As Coauthored.  
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