

## AMENDMENTS TO HOUSE BILL NO. 1439

Sponsor: REPRESENTATIVE PICKETT

Printer's No. 1777

1 Amend Bill, page 1, line 15, by striking out "Certification"  
2 and inserting

3 Annual attestation

4 Amend Bill, page 1, line 18, by striking out "a  
5 certification" and inserting

6 an attestation

7 Amend Bill, page 2, lines 6 through 22, by striking out all  
8 of said lines and inserting

9 "Health insurance policy." As follows:

10 (1) An insurance policy, subscriber contract,  
11 certificate or plan that provides medical or health care  
12 coverage, including emergency services.

13 (2) The term does not include any of the following types  
14 of policies:

15 (i) Accident only.

16 (ii) Fixed indemnity.

17 (iii) Credit.

18 (iv) Dental only.

19 (v) Vision only.

20 (vi) Specified disease.

21 (vii) Medicare supplement.

22 (viii) Civilian Health and Medical Program of the  
23 Uniformed Services (CHAMPUS) supplement.

24 (ix) Long-term care.

25 (x) Disability income.

26 (xi) Workers' compensation.

27 (xii) Automobile medical payment insurance.

28 "Insurer." An entity licensed by the department with  
29 accident and health authority to issue a health insurance policy  
30 that is offered or governed under any of the following:

31 (1) The act of May 17, 1921 (P.L.682, No.284), known as  
32 The Insurance Company Law of 1921, including section 630 and  
33 Article XXIV of that act.

34 (2) The act of December 29, 1972 (P.L.1701, No.364),

1 known as the Health Maintenance Organization Act.

2 (3) Chapter 61 (relating to hospital plan corporations)  
3 or 63 (relating to professional health services plan  
4 corporations).

5 Amend Bill, page 2, lines 26 through 30; page 3, lines 1  
6 through 14; by striking out all of said lines on said pages and  
7 inserting

8 § 4303. Annual attestation.

9 (a) Statement regarding MHPAEA compliance.--For the form for  
10 each health insurance policy offered, issued or renewed by an  
11 insurer, the insurer shall annually file with the department a  
12 statement attesting to the insurer's documented analyses of  
13 efforts to comply with MHPAEA and the Federal regulations  
14 relating to mental health and substance use disorder parity as  
15 of the date of the attestation.

16 (b) Statement regarding MHPAEA nonapplicability.--For the  
17 form for each insurance policy offered, issued or renewed by an  
18 insurer in this Commonwealth that is required to be filed but to  
19 which MHPAEA does not apply, the insurer shall annually file  
20 with the department a statement attesting to the  
21 nonapplicability of MHPAEA to the policy form.

22 (c) Filing.--Each attestation required under this section  
23 must be filed by April 30 of each year or with the form filing,  
24 whichever is earlier.

25 Amend Bill, page 3, line 16, by striking out "shall" and  
26 inserting

27 may

28 Amend Bill, page 3, lines 18 and 19, by striking out all of  
29 said lines and inserting

30 Section 2. This act shall apply to the forms for each  
31 insurance policy to be offered, issued or renewed by an insurer  
32 in this Commonwealth after December 31, 2021.