



ROSENSTEIN, FIST & RINGOLD

RED BANNER UPDATE

Date: May 8, 2024

Re: HB 3369

Signed: May 1, 2024

Effective: November 1, 2024

Topic: Oklahoma Employees Insurance and Benefits Board

Summary: This bill amends existing law (74 O.S. § 1304.1) regarding grievance procedures and states that the OMES shall have the authority to create the establishment of external appeals procedures for complaints by insured employees in the **two** following manners:

- a. independent review organizations, accredited by a national accrediting body, shall act bodies for complaints by insured employees regarding adverse benefit determinations based on:
 - (1) medical judgment,
 - (2) whether the insurer is complying with the surprise billing and cost-sharing protections set forth in Sections 2799A-1 and 2799A-2 of the Public Health Services Act, 42 U.S.C. 201 et seq., and
 - (3) a rescission in coverage,
- b. a three-member grievance panel, which shall act as an appeals body for complaints by insured employees regarding all other issues.

Previously the statute provided for only the three-member panel (item b.) to address complaints by insured employees.

Legal counsel at the firm is currently reviewing this legislation and will be advising clients as to any recommended changes to existing district policies.