

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403,
2 Page 10, Section 221.065, Line 12, by inserting after all of said line the following:

3
4 "376.1551. 1. As used in this section, the following terms mean:

5 (1) "Health benefit plan", the same meaning given to the term in section 376.1350;

6 (2) "Health carrier", the same meaning given to the term in section 376.1350;

7 (3) "Mental health condition", the same meaning given to the term in section 376.1550.

8 2. Notwithstanding any other provision of law to the contrary, each health carrier that offers
9 or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this
10 state on or after January 1, 2022, and that provide coverage for a mental health condition shall meet
11 the requirements of the Mental Health Parity and Addiction Equity Act of 2008, 42 U.S.C. Section
12 300gg-26, as amended, and the regulations promulgated thereunder as of January 1, 2018. The
13 director may enforce such requirements subject to the provisions of this section.

14 3. The provisions of this section shall not apply to a supplemental insurance policy,
15 including a life care contract, accident-only policy, specified disease policy, hospital policy
16 providing a fixed daily benefit only, Medicare supplement policy, long-term care policy,
17 hospitalization-surgical care policy, short-term major medical policy of six months' or less duration,
18 or any other supplemental policy as determined by the director of the department of commerce and
19 insurance.

20 4. The director may promulgate rules to effectuate the provisions of this section. Any rule
21 or portion of a rule, as that term is defined in section 536.010, that is created under the authority
22 delegated in this section shall become effective only if it complies with and is subject to all of the
23 provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
24 nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to
25 review, to delay the effective date, or to disapprove and annul a rule are subsequently held
26 unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
27 August 28, 2021, shall be invalid and void."; and

28
29 Further amend said bill by amending the title, enacting clause, and intersectional references
30 accordingly.

Action Taken _____ Date _____