

By: Creighton, et al.  
(Smithee, Fallon)

S.B. No. 1406

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the authority of the commissioner of insurance to  
3 request a state innovation waiver for certain small group health  
4 benefit plans of certain federal actuarial value and level of  
5 coverage requirements.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subchapter F, Chapter 1501, Insurance Code, is  
8 amended by adding Section 1501.2561 to read as follows:

9 Sec. 1501.2561. WAIVER OF CERTAIN FEDERAL REQUIREMENTS.

10 The commissioner may apply to and negotiate with the United States  
11 secretary of health and human services to obtain a waiver under 42  
12 U.S.C. Section 18052 for small employer health benefit plans of the  
13 actuarial value requirements and related levels of health plan  
14 coverage requirements imposed under 42 U.S.C. Section 18022(d)(3).

15 SECTION 2. This Act takes effect immediately if it receives  
16 a vote of two-thirds of all the members elected to each house, as  
17 provided by Section 39, Article III, Texas Constitution. If this  
18 Act does not receive the vote necessary for immediate effect, this  
19 Act takes effect September 1, 2017.