

**As Introduced**

**129th General Assembly  
Regular Session  
2011-2012**

**S. B. No. 376**

**Senators Schiavoni, Brown**

**Cosponsor: Senator Sawyer**

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**A B I L L**

To amend section 1739.05 and to enact sections 1  
1751.621 and 3923.521 of the Revised Code to 2  
require insurance providers to cover human 3  
papillomavirus screenings and vaccines. 4

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 1739.05 be amended and sections 5  
1751.621 and 3923.521 of the Revised Code be enacted to read as 6  
follows: 7

**Sec. 1739.05.** (A) A multiple employer welfare arrangement 8  
that is created pursuant to sections 1739.01 to 1739.22 of the 9  
Revised Code and that operates a group self-insurance program may 10  
be established only if any of the following applies: 11

(1) The arrangement has and maintains a minimum enrollment of 12  
three hundred employees of two or more employers. 13

(2) The arrangement has and maintains a minimum enrollment of 14  
three hundred self-employed individuals. 15

(3) The arrangement has and maintains a minimum enrollment of 16  
three hundred employees or self-employed individuals in any 17  
combination of divisions (A)(1) and (2) of this section. 18

(B) A multiple employer welfare arrangement that is created 19  
pursuant to sections 1739.01 to 1739.22 of the Revised Code and 20  
that operates a group self-insurance program shall comply with all 21  
laws applicable to self-funded programs in this state, including 22  
sections 3901.04, 3901.041, 3901.19 to 3901.26, 3901.38, 3901.381 23  
to 3901.3814, 3901.40, 3901.45, 3901.46, 3902.01 to 3902.14, 24  
3923.24, 3923.282, 3923.30, 3923.301, 3923.38, 3923.521, 3923.581, 25  
3923.63, 3923.80, 3924.031, 3924.032, and 3924.27 of the Revised 26  
Code. 27

(C) A multiple employer welfare arrangement created pursuant 28  
to sections 1739.01 to 1739.22 of the Revised Code shall solicit 29  
enrollments only through agents or solicitors licensed pursuant to 30  
Chapter 3905. of the Revised Code to sell or solicit sickness and 31  
accident insurance. 32

(D) A multiple employer welfare arrangement created pursuant 33  
to sections 1739.01 to 1739.22 of the Revised Code shall provide 34  
benefits only to individuals who are members, employees of 35  
members, or the dependents of members or employees, or are 36  
eligible for continuation of coverage under section 1751.53 or 37  
3923.38 of the Revised Code or under Title X of the "Consolidated 38  
Omnibus Budget Reconciliation Act of 1985," 100 Stat. 227, 29 39  
U.S.C.A. 1161, as amended. 40

Sec. 1751.621. Every individual or group health insuring 41  
corporation policy, contract, or agreement providing basic health 42  
care services that is delivered, issued for delivery, or renewed 43  
in this state shall provide benefits covering expenses related to 44  
screenings and vaccinations for human papillomavirus as prescribed 45  
in guidance issued by the United States center for disease control 46  
and prevention. 47

Sec. 3923.521. Notwithstanding section 3901.71 of the Revised 48

Code, each individual or group policy of sickness and accident 49  
insurance that is delivered, issued for delivery, or renewed in 50  
this state and each public employee benefit plan that is 51  
established or modified in this state shall provide benefits 52  
covering expenses related to screenings and vaccinations for human 53  
papillomavirus as prescribed in guidance issued by the United 54  
States center for disease control and prevention. 55

**Section 2.** That existing section 1739.05 of the Revised Code 56  
is hereby repealed. 57