

SECOND REGULAR SESSION

[CORRECTED]

SENATE BILL NO. 565

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHAAF.

Pre-filed December 14, 2011, and ordered printed.

4703S.01I

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 376.961, RSMo, and to enact in lieu thereof one new section relating to the board of directors of the Missouri health insurance pool.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 376.961, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 376.961, to read as follows:

376.961. 1. There is hereby created a nonprofit entity to be known as the
2 "Missouri Health Insurance Pool". All insurers issuing health insurance in this
3 state and insurance arrangements providing health plan benefits in this state
4 shall be members of the pool.

5 2. Beginning January 1, 2007, the board of directors shall consist of the
6 director of the department of insurance, financial institutions and professional
7 registration or the director's designee, and eight members appointed by the
8 director. Of the initial eight members appointed, three shall serve a three-year
9 term, three shall serve a two-year term, and two shall serve a one-year term. All
10 subsequent appointments to the board shall be for three-year terms. Members
11 of the board shall have a background and experience in health insurance plans
12 or health maintenance organization plans, in health care finance, or as a health
13 care provider or a member of the general public; except that, the director shall
14 not be required to appoint members from each of the categories listed. The
15 director may reappoint members of the board. The director shall fill vacancies
16 on the board in the same manner as appointments are made at the expiration of
17 a member's term and may remove any member of the board for neglect of duty,
18 misfeasance, malfeasance, or nonfeasance in office.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 3. Beginning August 28, [2007] **2012**, the board of directors shall consist
20 of [fourteen] **thirteen** members. The board shall consist of the director and the
21 eight members described in subsection 2 of this section and shall consist of the
22 following additional [five] **four** members:

23 (1) [One member from a hospital located in Missouri, appointed by the
24 governor, with the advice and consent of the senate;

25 (2)] Two members of the senate, with one member from the majority party
26 appointed by the president pro tem of the senate and one member of the minority
27 party appointed by the president pro tem of the senate with the concurrence of
28 the minority floor leader of the senate; and

29 [(3)] **(2)** Two members of the house of representatives, with one member
30 from the majority party appointed by the speaker of the house of representatives
31 and one member of the minority party appointed by the speaker of the house of
32 representatives with the concurrence of the minority floor leader of the house of
33 representatives.

34 4. The members appointed under subsection 3 of this section shall serve
35 in an ex officio capacity. [The terms of the members of the board of directors
36 appointed under subsection 3 of this section shall expire on December 31, 2009.
37 On such date, the membership of the board shall revert back to nine members as
38 provided for in subsection 2 of this section.]

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