

State of Arkansas  
93rd General Assembly  
Regular Session, 2021

As Engrossed: S4/20/21  
**A Bill**

SENATE BILL 664

By: Senator G. Leding

### For An Act To Be Entitled

AN ACT TO EXEMPT HEALTH SAVINGS ACCOUNT-QUALIFIED HEALTH INSURANCE POLICIES FROM CERTAIN INSURANCE REQUIREMENTS; TO CLARIFY THE COVERAGE OF DIAGNOSTIC EXAMINATIONS FOR BREAST CANCER UNDER CERTAIN PLANS; AND FOR OTHER PURPOSES.

### Subtitle

TO EXEMPT HEALTH SAVINGS ACCOUNT-QUALIFIED HEALTH INSURANCE POLICIES FROM CERTAIN INSURANCE REQUIREMENTS; AND TO CLARIFY THE COVERAGE OF DIAGNOSTIC EXAMINATIONS FOR BREAST CANCER UNDER CERTAIN PLANS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 23, Chapter 79, Subchapter 1, is amended to add an additional section to read as follows:

23-79-164. Health savings account-qualified health insurance policy – Exemption – Definition.

(a) As used in this section, "health savings account-qualified health insurance policy" means a policy of individual or group health insurance coverage that satisfies the criteria for a high deductible health plan under 26 U.S.C. § 223, as it existed on January 1, 2021.

(b) A health savings account-qualified health insurance policy is exempt from a prohibition on cost-sharing requirements for a covered benefit that is required under state law to the extent the exemption is necessary to



meet the criteria for a health savings account-qualified health insurance policy.

(c) This section does not apply to any coverage required by state law that pertains to preventive care as defined by regulation or guidance issued by the United States Department of the Treasury under 26 U.S.C. § 223, as it existed on January 1, 2021, with respect to any health savings account-qualified health insurance policy issued, delivered, amended, or renewed while the regulation or guidance issued by the United States Department of the Treasury is effective.

*/s/G. Leding*

**APPROVED: 4/27/21**