

Effective 5/13/2014

31A-23b-102 Definitions.

As used in this chapter:

- (1) "Compensation" is as defined in:
 - (a) Subsections 31A-23a-501(1)(a), (b), and (d); and
 - (b) PPACA.
- (2) "Enroll" and "enrollment" mean to:
 - (a)
 - (i) obtain personally identifiable information about an individual; and
 - (ii) inform an individual about accident and health insurance plans or public programs offered on an exchange;
 - (b) solicit insurance; or
 - (c) submit to the exchange:
 - (i) personally identifiable information about an individual; and
 - (ii) an individual's selection of a particular accident and health insurance plan or public program offered on the exchange.
- (3)
 - (a) "Exchange" means an online marketplace that is certified by the United States Department of Health and Human Services as either a state-based small employer exchange or a federally facilitated individual exchange under PPACA.
 - (b) "Exchange" does not include an online marketplace for the purchase of health insurance if the online marketplace is not a certified exchange in accordance with Subsection (3)(a).
- (4) "Navigator":
 - (a) means a person who facilitates enrollment in an exchange by offering to assist, or who advertises any services to assist, with:
 - (i) the selection of and enrollment in a qualified health plan or a public program offered on an exchange; or
 - (ii) applying for premium subsidies through an exchange; and
 - (b) includes a person who is an in-person assister or a certified application counselor as described in federal regulations or guidance issued under PPACA.
- (5) "Personally identifiable information" is as defined in 45 C.F.R. Sec. 155.260.
- (6) "Public programs" means the state Medicaid program in Title 26, Chapter 18, Medical Assistance Act, and Chapter 40, Utah Children's Health Insurance Act.
- (7) "Resident" is as defined by rule made by the commissioner in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.
- (8) "Solicit" is as defined in Section 31A-23a-102.

Amended by Chapter 290, 2014 General Session

Amended by Chapter 300, 2014 General Session