

**PROVISION FOR PEOPLE WITH DIABETES**

1999 GENERAL SESSION

STATE OF UTAH

**Sponsor: Howard C. Nielson**

AN ACT RELATING TO INSURANCE; REQUIRING THE COMMISSIONER TO ESTABLISH MINIMUM STANDARDS OF COVERAGE FOR DIABETES; AND PROVIDING AN EFFECTIVE DATE.

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

**31A-22-625**, Utah Code Annotated 1953

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **31A-22-625** is enacted to read:

**31A-22-625. Coverage of diabetes.**

(1) As used in this section, "diabetes" includes individuals with:

(a) complete insulin deficiency or type 1 diabetes;

(b) insulin resistant with partial insulin deficiency or type 2 diabetes; and

(c) elevated blood glucose levels induced by pregnancy or gestational diabetes.

(2) The commissioner shall establish, by rule, minimum standards of coverage for diabetes for disability insurance policies that provide a health insurance benefit before July 1, 1999.

(3) In making rules under Subsection (2), the commissioner shall require rules:

(a) with durational limits, amount limits, deductibles, and coinsurance for the treatment of diabetes equitable or identical to coverage provided for the treatment of other illnesses or diseases;

(b) that ensure an adequate formulary of new or improved equipment, appliances, supplies, insulin, or prescription drugs for the treatment of diabetes § ~~upon approval~~ APPROVED § by the federal Food and

Drug Administration § AS OF 1 JULY 1999 § ; and

(c) that provide coverage for:

28            (i) diabetes self-management education § **AS PROVIDED OR PRESCRIBED BY A PHYSICIAN**  
28a **LICENSED UNDER TITLE 58, CHAPTER 67, UTAH MEDICAL PRACTICE ACT, OR CHAPTER 68, UTAH**  
28b **OSTEOPATHIC MEDICAL PRACTICE ACT** § ; and

29            (ii) the following equipment, supplies, and appliances to treat diabetes when medically  
30 necessary:

31            (A) blood glucose monitors, including those for the legally blind;  
32            (B) test strips for blood glucose monitors;  
33            (C) visual reading urine and ketone strips;  
34            (D) lancets and lancet devices;  
35            (E) insulin;  
36            (F) injection aides, including those adaptable to meet the needs of the legally blind, and  
37 infusion delivery systems;  
38            (G) syringes;  
39            (H) prescriptive oral agents for controlling blood sugar levels;  
40            (I) glucagon kits; and  
41            (J) podiatric appliances § ~~[for prevention of feet complications associated with diabetes]~~

41a **PRESCRIBED BY A PHYSICIAN LICENSED UNDER TITLE 58, CHAPTER 67, UTAH MEDICAL**  
41b **PRACTICE ACT, OR CHAPTER 68, UTAH OSTEOPATHIC MEDICAL PRACTICE ACT, OR A**  
41c **PODIATRIC PHYSICIAN LICENSED UNDER TITLE 58, CHAPTER 5a, PODIATRIC PHYSICIAN**  
41d **LICENSING ACT.**

42 ~~[including therapeutic molded or depth-inlay shoes, functional orthotics, custom molded inserts,~~  
43 ~~replacement inserts, preventive devices, and shoe modification for prevention and treatment.]~~ §

44            Section 2. **Effective date.**  
45            This act takes effect on July 1, 1999.

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**Legislative Review Note**  
**as of 2-4-99 2:32 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**