

183 (5) An insurer using preferred health care provider contracts shall provide a reasonable
 184 procedure for resolving complaints and adverse benefit determinations initiated by the insureds
 185 and health care providers.

186 (6) An insurer may not contract with a health care provider for treatment of illness or
 187 injury unless the health care provider is licensed to perform that treatment.

188 (7) (a) A health care provider or insurer may not discriminate against a preferred health
 189 care provider for agreeing to a contract under Subsection (1).

190 (b) Any health care provider licensed to treat any illness or injury within the scope of
 191 the health care provider's practice, who is willing and able to meet the terms and conditions
 192 established by the insurer for designation as a preferred health care provider, shall be able to
 193 apply for and receive the designation as a preferred health care provider. Contract terms and
 194 conditions may include reasonable limitations on the number of designated preferred health
 195 care providers based upon substantial objective and economic grounds, or expected use of
 196 particular services based upon prior provider-patient profiles.

197 (8) Upon the written request of a provider excluded from a provider contract, the
 198 commissioner may hold a hearing to determine if the insurer's exclusion of the provider is
 199 based on the criteria set forth in Subsection (7)(b).

200 (9) Insurers are subject to the provisions of Sections 31A-22-613.5, 31A-22-614.5, and
 201 31A-22-618.

202 (10) Nothing in this section is to be construed as to require an insurer to offer a certain
 203 benefit or service as part of a health benefit plan.

204 (11) This section does not apply to catastrophic mental health coverage provided in
 205 accordance with Section 31A-22-625.

206 (12) Notwithstanding the provisions of Subsection (1) ~~H~~→ , Subsection (7)(b), and
 206a Section 31A-22-618 ~~←H~~ , an insurer or third party
 207 administrator is not required to, but may, enter into contracts with licensed athletic trainers,
 208 licensed under Title 58, Chapter 40a, Athletic Trainer Licensing Act.

209 Section 3. Section **31A-29-103** is amended to read:

210 **31A-29-103. Definitions.**

211 As used in this chapter:

212 (1) "Board" means the board of directors of the pool created in Section 31A-29-104.

213 (2) (a) "Creditable coverage" has the same meaning as provided in Section 31A-1-301.