

Effective 7/1/2015

31A-22-618 Nondiscrimination among health care professionals.

- (1) Except as provided under Section 31A-22-617 and Subsection (3) of this section, and except as to insurers licensed under Chapter 8, Health Maintenance Organizations and Limited Health Plans, no insurer may unfairly discriminate against any licensed class of health care providers by structuring contract exclusions which exclude payment of benefits for the treatment of any illness, injury, or condition by any licensed class of health care providers when the treatment is within the scope of the licensee's practice and the illness, injury, or condition falls within the coverage of the contract. Upon the written request of an insured alleging an insurer has violated this section, the commissioner shall hold a hearing to determine if the violation exists. The commissioner may consolidate two or more related alleged violations into a single hearing.
- (2) This section does not apply to catastrophic mental health coverage provided in accordance with Section 31A-22-625.
- (3) Coverage for licensed providers for behavioral analysis may be limited by a insurer in accordance with Section 58-61-714. Nothing in this section prohibits an insurer from electing to provide coverage for other licensed professionals whose scope of practice includes behavior analysis.

Amended by Chapter 367, 2015 General Session