

1 **HEALTH INSURANCE - PRIMARY CARE**

2 **PROVIDER**

3 1998 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Judy Ann Buffmire**

6 AN ACT RELATING TO INSURANCE; PERMITTING A WOMAN TO SELECT AN
7 OBSTETRICIAN/GYNECOLOGIST AS A PRIMARY CARE PHYSICIAN OR TO REFER
8 ONESELF DIRECTLY TO SUCH A PHYSICIAN FOR CARE; REPEALING EXISTING
9 LAW; AND PROVIDING AN EFFECTIVE DATE.

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

11 ENACTS:

12 **31A-22-623**, Utah Code Annotated 1953

13 REPEALS:

14 **31A-8-105.5**, as last amended by Chapter 10, Laws of Utah 1997

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

16 Section 1. Section **31A-22-623** is enacted to read:

17 **31A-22-623. Primary care physician.**

18 A disability insurance policy that requires an insured to select a primary care physician to
19 receive optimum coverage:

20 (1) shall permit a female insured to:

21 (a) select a participating provider who is an obstetrician/gynecologist and is willing to
22 provide primary care services, as defined by the policy, as the insured's provider from whom
23 primary care services are received; or

24 (b) refer oneself directly for obstetrical and gynecological services to a participating
25 provider who is an obstetrician/gynecologist without any form of preauthorization, preapproval,
26 or referral from a primary care physician if the insured has not selected the option available under
27 Subsection (1)(a);

1 (2) shall clearly state in literature explaining the policy the options available to female
2 insureds under Subsection (1); and

3 (3) may not impose a higher premium, higher copayment requirement, or any other
4 additional expense on an insured by virtue of the insured selecting a primary care physician or
5 receiving care in accordance with Subsection (1).

6 Section 2. **Repealer.**

7 This act repeals:

8 Section **31A-8-105.5, Primary care physicians.**

9 Section 3. **Effective date.**

10 This act takes effect on July 1, 1998.

Legislative Review Note
as of 1-15-98 5:41 PM

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

Office of Legislative Research and General Counsel