

1 **HEALTH INSURANCE PRIOR**
2 **AUTHORIZATION AMENDMENTS**

3 2010 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Karen Mayne**

6 House Sponsor: Merlynn T. Newbold

8 **LONG TITLE**

9 **General Description:**

10 This bill amends the Accident and Health Insurance part of the Insurance Code.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ requires an accident and health insurer to provide an enrollee with a statement of
14 preauthorization for a medical procedure in certain circumstances; and
15 ▶ clarifies that a statement of preauthorization is not a guarantee of payment by an
16 insurer.

17 **Monies Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 ENACTS:

23 **31A-22-638**, Utah Code Annotated 1953

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

26 Section 1. Section **31A-22-638** is enacted to read:

27 **31A-22-638. Statement of preauthorization.**

28 (1) An insurer who requires preauthorization or preapproval for coverage under
29 accident and health insurance shall, beginning January 1, 2011, provide an enrollee with a

30 statement of preauthorization if:

31 (a) the applicable CPT codes have been submitted to the insurer to determine whether
32 a particular procedure is covered under the terms of the accident and health insurance policy;

33 (b) the enrollee has met the requirements for preauthorization of the procedure or
34 encounter; and

35 (c) the enrollee requests a statement of preauthorization.

36 (2) A statement of preauthorization under Subsection (1) may be sent:

37 (a) by mail; or

38 (b) electronically.

39 (3) A statement of preauthorization shall include a statement that the preauthorization

40 is:

41 (a) not a guarantee of payment by an insurer; and

42 (b) subject to the policy and contract provisions of the accident and health insurance

43 contract.