

**HEALTH INSURANCE PRIOR  
AUTHORIZATION AMENDMENTS**

2010 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Karen Mayne**

House Sponsor: Merlynn T. Newbold

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**LONG TITLE**

**General Description:**

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

**Highlighted Provisions:**

This bill:

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

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

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

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

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

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



28           (1) An insurer who requires preauthorization or preapproval for coverage under  
29 accident and health insurance shall provide an enrollee with a statement of preauthorization if:  
30           (a) the applicable CPT codes have been submitted to the insurer to determine whether a  
31 particular procedure is covered under the terms of the accident and health insurance policy;  
32           (b) the enrollee has met the requirements for preauthorization of the procedure or  
33 encounter; and  
34           (c) the enrollee requests a statement of preauthorization.  
35           (2) A statement of preauthorization under Subsection (1) may be sent:  
36           (a) by mail; or  
37           (b) electronically.  
38           (3) A statement of preauthorization is:  
39           (a) not a guarantee of payment by an insurer; and  
40           (b) subject to the policy and contract provisions of the accident and health insurance  
41 contract.

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**Legislative Review Note**  
**as of 12-22-09 7:44 AM**

**Office of Legislative Research and General Counsel**

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**S.B. 39 - Health Insurance Prior Authorization Amendments**

**Fiscal Note**

2010 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals or local governments. Certain businesses may incur costs for notification required in the bill.

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