

- 26 ▶ requires the Division of Health Care Financing to:
- 27 • bid out Medicaid dental benefits;
- 28 • establish criteria for bidding out Medicaid dental benefits; and
- 29 • rebid the Medicaid dental benefits at least once every five years;
- 30 ▶ requires the Children's Health Insurance Plan to apply for grants to fund a simplified
- 31 enrollment process;
- 32 ▶ when funding is available, requires the Children's Health Insurance Plan to establish
- 33 a simplified enrollment process in which the eligibility worker may, if the applicant
- 34 provides consent, confirm the adjusted gross income of the applicant from the State
- 35 Tax Commission; and
- 36 ▶ requires the State Tax Commission to provide the Department of Health or its
- 37 designee with access to an applicant's adjusted gross income.

38 **Money Appropriated in this Bill:**

39 None

40 **Other Special Clauses:**

41 ~~H→~~ [~~This bill takes effect on July 1, 2012.~~] None ←~~H~~

42 **Utah Code Sections Affected:**

43 AMENDS:

44 **7-1-1006**, as last amended by Laws of Utah 2010, Chapter 65

45 **26-40-105**, as last amended by Laws of Utah 2010, Chapter 67

46 **59-1-403**, as last amended by Laws of Utah 2010, Chapters 6 and 67

47 ENACTS:

48 **26-18-2.5**, Utah Code Annotated 1953

49 **26-18-2.6**, Utah Code Annotated 1953

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

52 Section 1. Section **7-1-1006** is amended to read:

53 **7-1-1006. Inapplicable to certain official investigations.**

54 (1) Sections 7-1-1002 and 7-1-1003 do not apply if an examination of a record is a part

55 of an official investigation by:

56 (a) local police;

119 business in the state to develop and operate a data match system to identify an applicant or
 120 enrollee assets that:

121 (i) uses automated data exchanges to the maximum extent feasible; and

122 (ii) requires a financial institution each month to provide the name, record address,
 123 Social Security number, other taxpayer identification number, or other identifying information
 124 for each applicant or enrollee who maintains an account at the financial institution.

125 (b) The department may pay a reasonable fee to a financial institution for compliance
 126 with this Subsection (3), as provided in Section 7-1-1006.

127 (c) A financial institution may not be liable under any federal or state law to any person
 128 for any disclosure of information or action taken in good faith under this Subsection (3).

129 (d) The department may disclose a financial record obtained from a financial institution
 130 under this section only for the purpose of, and to the extent necessary in, verifying eligibility as
 131 provided in this section and Section 26-40-105.

131a **Ĥ→ (4) The simplified enrollment and renewal process established under this section shall**
 131b **be implemented by the department no later than July 1, 2012. ←Ĥ**

132 Section 3. Section **26-18-2.6** is enacted to read:

133 **26-18-2.6. Dental Benefits.**

134 (1) (a) The division shall establish a competitive bid process to bid out Medicaid dental
 135 benefits under this chapter.

136 (b) The division may bid out the Medicaid dental benefits separately from other
 137 program benefits.

138 (2) The division shall use the following criteria to evaluate dental bids:

139 (a) ability to manage dental expenses;

140 (b) proven ability to handle dental insurance;

141 (c) efficiency of claim paying procedures;

142 (d) provider contracting, discounts, and adequacy of network; and

143 (e) other criteria established by the department.

144 (3) The division shall request bids for the program's benefits:

145 (a) in 2011; and

146 (b) at least once every five years thereafter.

147 (4) The division's contract with dental plans for the program's benefits shall include
 148 risk sharing provisions in which the dental plan must accept 100% of the risk for any difference
 149 between the division's premium payments per client and actual dental expenditures.

367 (5) (a) Any person who violates this section is guilty of a class A misdemeanor.

368 (b) If the person described in Subsection (5)(a) is an officer or employee of the state,
369 the person shall be dismissed from office and be disqualified from holding public office in this
370 state for a period of five years thereafter.

371 (c) Notwithstanding Subsection (5)(a) or (b), an office that requests information in
372 accordance with Subsection (3)(o)(iii) or a person that requests information in accordance with
373 Subsection (3)(o)(v):

374 (i) is not guilty of a class A misdemeanor; and

375 (ii) is not subject to:

376 (A) dismissal from office in accordance with Subsection (5)(b); or

377 (B) disqualification from holding public office in accordance with Subsection (5)(b).

378 (6) Except as provided in Section 59-1-404, this part does not apply to the property tax.

379 ~~¶~~→[Section 6. Effective date.

380 ~~—~~ This bill takes effect on July 1, 2012. ←~~¶~~