

2nd Sub. H.B. 37
INSURANCE AMENDMENTS

Representative **James A. Dunnigan** proposes the following amendments:

1. *Page 3, Lines 69 through 71:*

69 Other Special Clauses:

70 ~~{None}~~ **This bill provides a special effective date.**

71 Utah Code Sections Affected:

2. *Page 162, Lines 4988 through 4990:*

4988 (a) ~~{**"Dentist" means an individual licensed under Title 58, Chapter 69, Dentist and**~~
4989 **Dental Hygienist Practice Act.**

4990 ~~——(b)}~~ "Health care provider" means a person licensed to provide health care under:

3. *Page 162, Line 4993:*

4993 ~~{(c)}~~ **(b)** "Insurer" means an admitted or authorized insurer, as defined in Section

4. *Page 162, Line 5000:*

5000 ~~{(d)}~~ **(c)** "Provider" means a health care provider to whom an insurer is obligated to pay

5. *Page 167, Line 5163 through Page 168, Line 5177:*

5163 (16) (a) ~~{(i) An insurer shall remit in full the payment the insurer is obligated to pay to a~~
5164 **dentist or insured.**

5165 ~~——(ii) An insurer's payment under this Subsection (16)(a) may not be reduced for fees~~
5166 **incurred for the method of payment, regardless of the payment method.**

5167 ~~——(b)}~~ An insurer may offer the remittance of payment through a credit card or other
5168 similar arrangement ~~{, if the dentist or insured is not charged a fee} .~~

5169 (c) (i) A ~~{dentist}~~ **health care provider** may elect not to receive remittance through a credit
card or other

5170 similar arrangement.

5171 (ii) An insurer:

5172 (A) shall permit a ~~{dentist's}~~ **health care provider's** election described in Subsection (c)(i)
to apply to the

5173 ~~{dentist's}~~ **health care provider's** entire practice; and

5174 (B) may not require a ~~{dentist's}~~ **health care provider's** election described in Subsection

(c)(i) to be made on a
5175 patient-by-patient basis.
5176 (d) An insurer may not require a {dentist} health care provider or insured to accept
remittance through a credit
5177 card or other similar arrangement.

6. *Page 202, Line 6250:*

6250 subcontractor hold the administrator harmless for an action arising under this section.

Section 60. **Effective date.**

This bill takes effect on May 12, 2020, except that Section 31A-17-404 takes effect on January 1, 2021.

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