






















**2012 Utah Association of Health Underwriters Legislative Watch List**

**Updated: 10 February 2010 - 5:32 p.m.**

BILL NUMBER	SPONSOR	DESCRIPTION	UAHU POSITION	LINK TO BILL	PROGRESS IN HOUSE	PROGRESS IN SENATE	NOTES
H.B. 24 (Second Substitute)	Jim Bird	HEALTH INSURANCE FOR SCHOOL DISTRICTS - This bill would require local school boards to seek competitive bids on the health insurance benefits it offers school district employees beginning in the 2012-13 school year and every three five years thereafter <del>unless a request for proposal was issued in 2011-12 then it is not required to issue a RFP until 2016-17. It would also be a requirement that bids be obtained by at least two different insurers and by at least two licensed producers not affiliated with the same agency. A School District will not pay fees to a Producer unless they select a health insurance plan submitted by the producer.</del>	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0024s02.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0024s02.pdf</a>			Bill Failed
H.B. 29 (Substitute)	Jim Dunnigan	INSURANCE AMENDMENTS - General Description: This 105 page bill is the annual technical corrections legislation for the Utah Department of Insurance. It would modify the Insurance Code to make various changes related to the regulation of insurance.  Highlighted Provisions (pertinent to our industry): <ul style="list-style-type: none"> <li>• Modifications to the universal health application would be allowed if approved by the Commissioner. Electronic versions of the universal application would be allowed (current law does not accommodate electronic applications);</li> <li>• Insurance Department shall list the solvency rating for each carrier participating in the Exchange;</li> <li>• Modifies the definition of the Basic Benefit Plan to be offered by Utah health insurers (the current definition expired January 1, 2012). Carriers who offer individual plans must now offer a plan comparable to the Net Care Plan with the highest actuarial value;</li> <li>• An insurer and the insurers employees are immune from civil action when sharing information with other insurers and its employees; if in good faith the effort is intended to discover or prevent a fraudulent act or other criminal activity;</li> <li>• Provides clarification by allowing "employers" to offer the three level of Mental Health coverage in a health plan. Prior to this language it was not clear if it was an employer's choice;</li> <li>• Licensees who voluntarily surrendered their licenses must now meet the CE requirements before their license can be reinstated;</li> <li>• Provides technical corrections for lapsing or surrendering a license due to death or incompetency;</li> <li>• Clarification is provided to consultants versus producers with a Variable License. Licensed Producers must hold proper authority under a Broker Dealer while licensed Consultants must hold the proper credentials as a Registered Investment Advisor under the Securities and Exchange Commission;</li> <li>• Grants rulemaking authority to the commissioner related to determining hazardous financial condition of an insurer;</li> </ul>	Support	<a href="http://le.utah.gov/~2012/bills/hbillamd/hb0029s01.pdf">http://le.utah.gov/~2012/bills/hbillamd/hb0029s01.pdf</a>	90% Complete 	100% Complete 	Bill needs a concurrence vote to approve amendment placed by other chamber
H.B. 54	Dixon Pitcher	PRESCRIPTION DRUG ACCESS IN RURAL AREAS - This bill amends provisions of the Pharmacy Practice Act to prohibit a third party payor of prescription drug benefits from charging a patient higher copayments for a prescription drug if the patient resides in a rural area of the state and chooses not to use an out-of-state mail order pharmacy.	Oppose	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0054.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0054.pdf</a>	25% Complete 	0% Complete 	Bill is being held in Committee
H.B. 64 (Substitute)	Brian Doughty	AMENDMENTS TO PUBLIC EMPLOYEE HEALTH CARE - This bill changes the definition of an eligible dependent for state employees covered on Public Employees Benefit and Insurance Program. It would allow coverage for an unmarried "adult designee" who has lived with an eligible employee for at least 12 months who is "directly dependent upon" or "interdependent with" and who share common financial obligations as documented through any three of five <del>four</del> listed documents.	Oppose	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0064s01.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0064s01.pdf</a>	25% Complete 	0% Complete 	
H.B. 69	Ronda Menlove	INSURANCE COVERAGE FOR AUTISM SPECTRUM DISORDERS - This bill defines autism; requires that an accident or health insurance policy that provides a health insurance benefit shall provide coverage for treatment of autism spectrum disorders; grants rulemaking authority to the Insurance Commissioner; describes minimum coverage amounts and limits for the insurance coverage required by this bill; and provides for annual adjustment for the amount of coverage. <u>This bill would require:</u> <ul style="list-style-type: none"> <li>• Insurance plans to pay for applied behavior analysis, pharmaceuticals psychiatric treatment, psychological treatment, occupational therapy, speech therapy and medical treatment;</li> <li>• That durational limits, amount limits, deductibles, and coinsurance for the treatment of autism are similar to, or identical to, the coverage provided for other illnesses or diseases;</li> <li>• That an accident or health insurance policy may not deny treatment of autism on the basis that the treatment is habilitative or non-restorative in nature;</li> <li>• A minimum benefit of \$50,000.00 annually to be adjusted by the Insurance Commissioner for inflation annually beginning in 2015.</li> </ul>	Oppose	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0069.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0069.pdf</a>	0% Complete 	0% Complete 	

H.B. 272	Ronda Menlove	<p>PILOT PROGRAM FOR INSURANCE COVERAGE FOR AUTISM SPECTRUM DISORDERS - This bill is a sister bill to H.B. 69 with nearly identical language but meant to create a pilot program for the Public Employees' Benefit and Insurance Program to provide coverage for treatment of autism. Because it is a pilot program it has a sunset date of July 1, 2022.</p> <p><b>Note:</b> The office of Legislative Research estimates that the cost of this coverage would be nearly \$9,000,000 annually for Public Employees Health Plan and the School Districts in the state. No estimate was given for the impact on individuals and employers in the fully insured market.</p>	Oppose	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0272.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0272.pdf</a>	<p>25% Complete</p> 	<p>0% Complete</p> 	
H.B. 93	Rebecca Edwards	<p>CHILD SUPPORT - HEALTH INSURANCE FOR CHILDREN WITH DISABILITIES - This bill allows for the addition of adult dependents with a disability to a parent's insurance and adds adult dependents with disabilities to statute assigning medical insurance coverage for children of divorce; and allows a parent or court-ordered guardian to request the addition of the dependent with a disability to a policy of a parent.</p>	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0093.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0093.pdf</a>	<p>25% Complete</p> 	<p>0% Complete</p> 	
H.B. 98	Dean Sanpei	<p>CONTINUOUS ELIGIBILITY FOR MEDICAID - This bill amends the Medical Assistance Act to permit the state Medicaid program to amend the state plan to allow continuous eligibility for an individual for up to 12 months if it would increase quality of care and if it is cost effective and to implement payment and delivery reform.</p>	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0098.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0098.pdf</a>	<p>50% Complete</p> 	<p>0% Complete</p> 	
H.B. 113	Jim Dunnigan	<p>HIGH RISK INSURANCE POOL AMENDMENTS - This bill amends the Comprehensive Health Insurance Pool Act by amending the eligibility standards for the state's high risk health insurance pool for new residents of the state who were covered by an individual policy in another state.</p>	Support	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0113.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0113.pdf</a>	<p>100 % Complete</p> 	<p>0% Complete</p> 	
H.B. 125	Tim Cosgrove	<p>ACCESS TO DENTAL HEALTH CARE - This bill authorizes the state Medicaid plan to establish a dental health care pilot project to increase access to cost effective and quality dental health care by increasing the number of dentists available for Medicaid dental services in targeted Medicaid populations or geographic areas in the state.</p>	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0125.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0125.pdf</a>	<p>25% Complete</p> 	<p>0% Complete</p> 	
H.B. 134	Mel Brown	<p>PATIENT ACCESS REFORM - A hospital may not offer to provide a service for the enrollees of a health care insurer at a discount that is different from the discount it offers to any other health care insurer with whom it contracts. If a health care insurer includes a competing facility on its provider panel, a hospital may offer the insurer a different discount only for the particular services that are offered by both the hospital and the competing facility. The hospital may not offer a discount different from the services that are not offered at a competing facility. Discount variations would be allowed based on the volume of patients or for a service which the competing facility does not provide. For violations, this bill allows for injunctive relief (cease and desist), triple damages, court costs and attorney fees.</p>	Oppose	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0134.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0134.pdf</a>	<p>25% Complete</p> 	<p>0% Complete</p> 	
H.B. 144	Jim Dunnigan	<p>HEALTH SYSTEM REFORM AMENDMENTS - This is a comprehensive bill addressing numerous aspects of health care and health care reform in Utah. Some of the more notable provisions this bill would: allow an insurer to provide a premium discount to an employer group based on participation in a wellness program; establishes the Legislature as the entity to determine the benchmark for an essential health benefit plan for the state (as mandated by Health and Human Services under the PPACA); clarifies the fees that may be charged for the use of the call center for the Utah Health Exchange; authorizes an actuarial analysis of providing coverage options to individuals from 133% to 200% of the federal poverty level through a basic health plan beginning in 2014; and other clarifications regarding Medicaid, CHIP and the Utah Health Exchange.</p>	Support	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0144.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0144.pdf</a>	<p>25% Complete</p> 	<p>0% Complete</p> 	
H.B. 211	Carol Moss	<p>INSURANCE COVERAGE FOR AMINO ACID-BASED FORMULA - This bill would require Insurance companies to cover Amino Acid-based Formula regardless of its delivery method (subject to deductibles, co-pays and co-insurance) if it is determined by a physician that it is medically necessary and the physician writes a prescription.</p> <p>Amino acid-based elemental formula meaning a nutrition based baby formula made from amino acids that enhance absorption and digestion. It is designed for individuals who have a dysfunctional gastrointestinal tract and are unable to tolerate and absorb whole foods or formulas composed of whole proteins, fats, or carbohydrates.</p> <p>It is designed to diagnose and treat Eosinophilic gastrointestinal disorders including: esophagitis; gastritis; gastroenteritis; enteritis; and colitis.</p> <p>No maximum age for receiving benefits is stated in the bill.</p>	Oppose	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0211.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0211.pdf</a>	<p>25% Complete</p> 	<p>0% Complete</p> 	

H.B. 214	Jim Dunnigan	This bill would require Professional Employer Organizations to comply with three sections of the Insurance Code: <ul style="list-style-type: none"> <li>• 31A-22-722 – Must offer employees Utah Mini COBRA subject to the requirements of this section of the Code.</li> <li>• 31A-23a-402 - Must comply with the "Unfair Marketing Practices" as contained in the Utah Insurance Code; and</li> <li>• 31A-23a-402.5 – Must comply with the illegal "Inducement" section of the Code. This is the comprehensive new section of the Code passed in 2011 known as H.B. 333.</li> </ul>	Support	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0214.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0214.pdf</a>	100 % Complete 	100 % Complete 	Bill passed - awaiting Governor's signature
H.B. 242	Paul Ray	INSURANCE BILLING FOR ATHLETIC TRAINERS - This bill amends the Athletic Trainer Licensing Act to include athletic trainers as healthcare providers for purposes of health insurance. This would allow them to bill carriers directly for the services they provide. Currently Athletic Trainers are typically paid directly by the school or sports team they provide services for or receive compensation through a physical therapists or physician's office. At the present time, Athletic Trainers are not considered healthcare providers under the Code but would be given protection that certain health benefit plans (i.e. indemnity, HMO's and PPO's) cannot unfairly discriminate between athletic trainers and other health care providers that offer similar covered services.	Oppose	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0242.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0242.pdf</a>	25% Complete 	0% Complete 	
H.B. 247	Paul Ray	COST SHARING FOR SMOKERS ENROLLED IN MEDICAID - This bill requires the state Medicaid program to apply for a waiver that would allow the state to require Medicaid enrollees who use tobacco to pay higher co-payments and cost sharing. If granted, requires the state to implement the waiver by the following July.	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0247.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0247.pdf</a>			Bill is being held in committee
H.B. 278 (Substitute)	Brad Daw	ARRESTED PERSONS' HEALTH INSURANCE PROVISIONS - This bill amends the Insurance Code to require health insurers to continue coverage of an individual who is incarcerated pending disposition of criminal charges. This bill applies to health maintenance organizations and other health insurers and prohibits a health benefit plan from <del>canceling</del> excluding coverage of for an individual who is incarcerated pending disposition of the criminal charges <del>however it does not prohibit that cancellation of coverage under a health benefit plan for other reasons specified in the health benefit plan.</del>	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0278s01.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0278s01.pdf</a>	25% Complete 	0% Complete 	
H.B. 303	Rebecca Edwards	INSURANCE COVERAGE FOR CHILDREN WITH HEARING IMPAIRMENTS - This bill amends the Insurance Code to require a health benefit plan to cover hearing aids for children with hearing impairments. This bill applies to health benefit plans and to the Public Employees' Health Benefit Plan.	Oppose	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0303.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0303.pdf</a>	25% Complete 	0% Complete 	
S.B. 32 (Amended)	Karen Mayne	BREAST CANCER PREVENTION AMENDMENTS - This bill amends the Mammogram Quality Assurance Chapter of the Utah Health Code to <del>require</del> <u>encourage</u> a facility that performs screening or diagnostic mammography to provide a patient who has dense breast tissue with notice of options for additional screening.	Watch	<a href="http://le.utah.gov/~2012/bills/sbillamd/sb0032.pdf">http://le.utah.gov/~2012/bills/sbillamd/sb0032.pdf</a>	100 % Complete 	100 % Complete 	Bill passed - awaiting Governor's signature
S.B. 130	Karen Mayne	WORKERS' COMPENSATION COORDINATION OF BENEFITS AMENDMENTS - This bill amends the Insurance Code and the Utah Labor Code to coordinate the benefits paid by Workers' Compensation and a Group Health Insurance Plan by requiring a group health insurance plan to pay for medical benefits otherwise covered by the group health plan in certain circumstances while a workers' compensation claim is pending. It also preserves an employer's authority to require an employee to use employer sponsored managed care or office place wellness centers.	Oppose	<a href="http://le.utah.gov/~2012/bills/sbillint/sb0130.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0130.pdf</a>			Bill is being held in Committee
S.B. 138 (Substitute)	Todd Weiler	HEALTH INSURANCE MANDATE ACCOUNTABILITY AMENDMENTS - This bill amends the Accident and Health Insurance Policy chapter of the Insurance Code. This bill applies a health insurance mandate that is enacted by the state after January 1, 2012, which would affect a public school district, charter school, or a state funded institution of higher education by requiring the state to evaluate the cost of an insurance mandate. Furthermore, it requires the state to appropriate the cost of implementing a health insurance mandate to the participating employers in the state employees' risk pools, public school districts, charter schools, and state funded institutions of higher education.	Support	<a href="http://le.utah.gov/~2012/bills/sbillint/sb0138s01.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0138s01.pdf</a>	0% Complete 	75% Complete 	Waiting for fiscal note before final passage
H.B. 396	Jim Bird	HEALTH CARE AMENDMENTS - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0396.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0396.pdf</a>			
H.B. 409	Mel Brown	HEALTH CARE COST CONTROL COMMISSION - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0409.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0409.pdf</a>			
H.B. 426	Richard Greenwood	HOSPITAL INSURANCE BILLING - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0426.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0426.pdf</a>			

H.B. 437	Brad Daw	PUBLIC EMPLOYEE HEALTH CARE BENEFITS - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0437.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0437.pdf</a>			
H.B.451	Dean Sanpei	HEALTH CARE REVISIONS - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0451.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0451.pdf</a>			
H.B. 454	Derek Brown	OPEN ENROLLMENT AMENDMENTS - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0454.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0454.pdf</a>			
H.B. 465	Steve Eliason	INMATE MEDICAL DONATION ACT - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/hbillint/hb0465.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0465.pdf</a>			
S.B. 266	Stephen Urquhart	HEALTH CARE MODIFICATIONS - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/sbillint/sb0266.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0266.pdf</a>			
S.B. 279	Aaron Osmond	HEALTH FUNDING PRIORITIES - This bill has been numbered but has no content.	Watch	<a href="http://le.utah.gov/~2012/bills/sbillint/sb0279.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0279.pdf</a>			
None	None	SPIRITUAL HEALING - The Christian Scientists are looking for a sponsor to a bill give their faith based healing both recognition as an accepted healing practice and reimbursement from a health insurance plan for services provided by a faith based healer.	Oppose				
None	None	INCREASED INSURANCE FUNDING FOR EYE GLASSES - There isn't much information about this bill. The Optometry Association presented information to the Utah Legislative Health Care Task Force this past summer regarding a mandate that eye glasses be a covered benefit on all children under the age of 18. The contents of this proposed bill are unknown at this time as there has not been any legislative sponsors bring the bill forward.	Oppose				
<b>UPDATED: 10 February 2012 - 5:32 p.m.</b>							
Legend:	<p><b>0% Complete</b></p>  <p>Bill has been numbered</p>	<p><b>25% Complete</b></p>  <p>Bill has cleared Rules Committee</p>					
	<p><b>50% Complete</b></p>  <p>Bill has cleared assigned Committee - moving to floor for vote</p>	<p><b>75% Complete</b></p>  <p>Bill Introduced on floor for vote</p>					
	<p><b>100% Complete</b></p>  <p>Bill passed - moving to other chamber or to Governor if passed in House and Senate</p>	<p><b>90% Complete</b></p>  <p>Bill needs a concurrence vote to approve amendment placed by other chamber</p>					
	 <p>Bill Failed or Held in committee</p>						