

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2726

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 20-841, Arizona Revised Statutes, is amended to
3 read:

4 20-841. Prohibiting denial of certain contract benefits

5 A. Notwithstanding any provision of any subscription contract of a
6 hospital and medical service corporation, benefits shall not be denied
7 under the contract for any medical or surgical service performed by a
8 holder of a license issued pursuant to title 32, chapter 7 or 11, if the
9 service performed is within the lawful scope of such person's license, and
10 if the service is surgical, such person is a member of the staff of an
11 accredited hospital, and if such contract would have provided benefits if
12 such service had been performed by a holder of a license issued pursuant to
13 title 32, chapter 13. REIMBURSEMENT FOR THE COST OF THE SERVICE SHALL BE
14 MADE DIRECTLY TO THE PERSON LICENSED OR CERTIFIED OR TO THE SUBSCRIBER AND
15 IS PAYABLE TO BOTH THE PERSON LICENSED OR CERTIFIED PURSUANT TO TITLE 32,
16 CHAPTER 7 OR 11 AND THE SUBSCRIBER IF THE COST OF THE SERVICE HAS NOT BEEN
17 REIMBURSED TO ANOTHER PROVIDER OR HEALTH CARE INSTITUTION.

18 B. If a subscription contract of a hospital and medical service
19 corporation provides for or offers eye care services, the subscriber shall
20 have freedom of choice to select either an optometrist or a physician and
21 surgeon skilled in diseases of the eye to provide the examination,
22 care, or treatment for which the subscriber is eligible and ~~which~~ THAT
23 falls within the scope of practice of the optometrist or physician and
24 surgeon. Unless such subscription contract otherwise provides, ~~there shall~~
25 ~~be no~~ reimbursement SHALL NOT BE MADE for ophthalmic materials, lenses,

1 spectacles, ~~OR~~ OR eyeglasses, ~~or~~ or FOR appurtenances ~~thereto~~ TO THESE
2 MATERIALS OR ITEMS.

3 C. If any subscription contract of a hospital and medical service
4 corporation is written to provide coverage for psychiatric, drug abuse or
5 alcoholism services, reimbursement for such services shall be made in
6 accordance with the terms of the contract without regard to whether the
7 covered services are rendered in a psychiatric special hospital or general
8 hospital. Reimbursement for the cost of the service may be made directly
9 to the person licensed or certified pursuant to title 32, chapter 13 or
10 19.1 or to the subscriber AND IS PAYABLE TO BOTH THE PERSON LICENSED OR
11 CERTIFIED PURSUANT TO TITLE 32, CHAPTER 13 OR 19.1 AND THE SUBSCRIBER if
12 the cost of the service has not been reimbursed to another provider or
13 health care institution.

14 Sec. 2. Section 20-841.01, Arizona Revised Statutes, is amended to
15 read:

16 20-841.01. Prohibiting denial of chiropractic contract
17 benefits; direct reimbursement

18 If a subscription contract of a hospital and medical service
19 corporation provides for or offers reimbursement for any service ~~which~~ THAT
20 is within the lawful scope of the practice of a chiropractor holding a
21 certificate or license issued by the state in which the services are
22 rendered, a subscriber covered under such contract may select either a
23 physician or duly certified or licensed chiropractor to provide the
24 examination, care or treatment for which the subscriber is eligible and
25 ~~which~~ THAT falls within the scope of practice of the chiropractor or
26 physician. Reimbursement for the cost of the service may be made directly
27 to the person licensed or certified pursuant to title 32, chapter 8 or 13
28 who has a participation contract with the hospital and medical service
29 corporation or to the subscriber AND IS PAYABLE TO BOTH THE PERSON LICENSED
30 OR CERTIFIED PURSUANT TO TITLE 32, CHAPTER 8 OR 13 AND THE SUBSCRIBER if

1 the cost of the service has not been reimbursed to another provider or
2 health care institution.

3 Sec. 3. Section 20-841.03, Arizona Revised Statutes, is amended to
4 read:

5 20-841.03. Prohibiting denial of contract benefits; nurses;
6 reimbursement

7 If a subscription contract of a hospital and medical service
8 corporation provides or offers reimbursement for any service ~~which~~ THAT is
9 within the scope of the practice of a registered nurse practitioner or a
10 certified registered nurse qualified under the rules adopted by the state
11 board of nursing regarding extended nursing practice and licensed pursuant
12 to title 32, chapter 15, the hospital and medical service corporation shall
13 not deny benefits to a subscriber who receives the services of the
14 certified registered nurse or registered nurse practitioner. The cost of
15 the service may be reimbursed directly to the certified registered nurse or
16 registered nurse practitioner if the certified registered nurse or
17 registered nurse practitioner has a participation contract with the
18 hospital and medical service corporation or to the subscriber AND IS
19 PAYABLE TO THE CERTIFIED REGISTERED NURSE OR REGISTERED NURSE PRACTITIONER
20 AND THE SUBSCRIBER if another provider or health care institution was not
21 reimbursed for the cost of the service.

22 Sec. 4. Section 20-1376, Arizona Revised Statutes, is amended to
23 read:

24 20-1376. Prohibiting denial of certain contract benefits

25 A. Notwithstanding any provision of any disability insurance
26 contract, benefits shall not be denied under the contract for any medical
27 or surgical service performed by a holder of a license issued pursuant to
28 title 32, chapter 7 or 11, ~~or~~ or a registered nurse practitioner who is
29 licensed pursuant to title 32, chapter 15, if the service performed is
30 within the lawful scope of such person's license, and if the service is

1 surgical, such person is a member of the staff of an accredited hospital,
2 and if such contract would have provided benefits if such service had been
3 performed by a holder of a license issued pursuant to title 32, chapter 13.
4 REIMBURSEMENT FOR THE COST OF THE SERVICE MAY BE MADE DIRECTLY TO THE
5 PERSON LICENSED OR CERTIFIED PURSUANT TO TITLE 32, CHAPTER 7, 11 OR 15 OR
6 TO THE SUBSCRIBER AND IS PAYABLE TO BOTH THE PERSON LICENSED OR CERTIFIED
7 PURSUANT TO TITLE 32, CHAPTER 7, 11 OR 15 AND THE SUBSCRIBER IF THE COST OF
8 THE SERVICE HAS NOT BEEN REIMBURSED TO ANOTHER PROVIDER OR HEALTH CARE
9 INSTITUTION.

10 B. If any disability insurance contract provides for or offers eye
11 care services, the subscriber shall have freedom of choice to select either
12 an optometrist or a physician and surgeon skilled in diseases of the eye to
13 provide the examination, care, ~~or~~ or treatment for which the subscriber is
14 eligible and that falls within the scope of practice of the optometrist or
15 physician and surgeon. Unless such disability insurance contract otherwise
16 provides, ~~there shall be no~~ reimbursement SHALL NOT BE MADE for ophthalmic
17 materials, lenses, spectacles, ~~or~~ OR eyeglasses or FOR appurtenances to these
18 materials or items.

19 C. If any individual disability insurance contract is written to
20 provide coverage for psychiatric, drug abuse or alcoholism services,
21 reimbursement for such services shall be made in accordance with the terms
22 of the contract without regard to whether the covered services are rendered
23 in a psychiatric special hospital or general hospital. Reimbursement for
24 the cost of the service may be made directly to the person licensed or
25 certified pursuant to title 32, chapter 13 or 19.1 or to the subscriber AND
26 IS PAYABLE TO BOTH THE PERSON LICENSED OR CERTIFIED PURSUANT TO TITLE 32,
27 CHAPTER 13 OR 19.1 AND THE SUBSCRIBER if the cost of the service has not
28 been reimbursed to another provider or health care institution.

1 Sec. 5. Section 20-1376.01, Arizona Revised Statutes, is amended to
2 read:

3 20-1376.01. Prohibiting denial of chiropractic contract
4 benefits; direct reimbursement

5 If a disability insurance contract provides for or offers
6 reimbursement for any service ~~which~~ THAT is within the lawful scope of the
7 practice of a chiropractor holding a certificate or license issued by the
8 state in which the services are rendered, a subscriber covered under such
9 contract may select either a physician or chiropractor to provide the
10 examination, care or treatment for which the subscriber is eligible and
11 ~~which~~ THAT falls within the scope of practice of the chiropractor or
12 physician. Reimbursement for the cost of the service may be made directly
13 to the person licensed or certified pursuant to title 32, chapter 8 or 13
14 or to the subscriber AND IS PAYABLE TO BOTH THE PERSON LICENSED OR
15 CERTIFIED PURSUANT TO TITLE 32, CHAPTER 8 OR 13 AND TO THE SUBSCRIBER if
16 the cost of the service has not been reimbursed to another provider or
17 health care institution.

18 Sec. 6. Section 20-1376.03, Arizona Revised Statutes, is amended to
19 read:

20 20-1376.03. Prohibiting denial of contract benefits; nurses;
21 reimbursement

22 If a disability insurance contract provides or offers reimbursement
23 for any service ~~which~~ THAT is within the scope of the practice of a
24 registered nurse practitioner or a certified registered nurse qualified
25 under the rules adopted by the state board of nursing regarding extended
26 nursing practice and licensed pursuant to title 32, chapter 15, the
27 contract benefits shall not be denied to a subscriber who receives the
28 services of the certified registered nurse or registered nurse
29 practitioner. The cost of the service may be reimbursed directly to the
30 certified registered nurse or registered nurse practitioner or to the

1 subscriber AND IS PAYABLE TO THE CERTIFIED REGISTERED NURSE OR REGISTERED
2 NURSE PRACTITIONER AND TO THE SUBSCRIBER if another provider or health care
3 institution was not reimbursed for the cost of the service.

4 Sec. 7. Section 20-1406, Arizona Revised Statutes, is amended to
5 read:

6 20-1406. Prohibiting denial of certain contract benefits

7 A. Notwithstanding any provision of any group disability insurance
8 contract or blanket disability insurance contract, benefits shall not be
9 denied under the contract for any medical or surgical service performed by
10 a holder of a license issued pursuant to title 32, chapter 7 or 11 or a
11 registered nurse practitioner who is licensed pursuant to title 32, chapter
12 15, if the service performed is within the lawful scope of such person's
13 license, and if the service is surgical, such person is a member of the
14 staff of an accredited hospital, and if such contract would have provided
15 benefits if such service had been performed by a holder of a license issued
16 pursuant to title 32, chapter 13.

17 B. If any group disability insurance contract or blanket disability
18 insurance contract provides for or offers eye medical care services,
19 whether by a network of health care providers or by the selection of a
20 health care provider by the subscriber, the subscriber shall have freedom
21 of choice to select either an optometrist or a physician and surgeon
22 skilled in diseases of the eye to provide the examination, care or
23 treatment for which the subscriber is eligible and ~~which~~ THAT falls within
24 the scope of practice of the optometrist or physician and surgeon. This
25 subsection does not require that any specific optometrist or physician, or
26 number or percentage of optometrists or physicians, be included on an
27 insurer's provider network. Unless a group disability insurance contract
28 or blanket disability insurance contract otherwise provides, ~~there shall be~~
29 ~~no~~ reimbursement SHALL NOT BE MADE for ophthalmic materials, lenses,

1 spectacles or eyeglasses or ~~FOR~~ appurtenances ~~thereto~~ TO THESE MATERIALS OR
2 ITEMS.

3 C. If any group disability insurance contract is written to provide
4 coverage for psychiatric, drug abuse or alcoholism services, reimbursement
5 for those services shall be made in accordance with the terms of the
6 contract without regard to whether the covered services are rendered in a
7 psychiatric special hospital or general hospital. Reimbursement for the
8 cost of the service may be made directly to the person licensed or
9 certified pursuant to title 32, chapter 13 or 19.1 or to the subscriber AND
10 IS PAYABLE TO BOTH THE PERSON LICENSED OR CERTIFIED PURSUANT TO TITLE 32,
11 CHAPTER 13 OR 19.1 AND THE SUBSCRIBER if the cost of the service has not
12 been reimbursed to another provider or health care institution.

13 Sec. 8. Section 20-1406.01, Arizona Revised Statutes, is amended to
14 read:

15 20-1406.01. Prohibiting denial of chiropractic contract
16 benefits; direct reimbursement

17 If a group disability insurance contract or blanket disability
18 insurance contract provides for or offers reimbursement for any service
19 ~~which~~ THAT is within the lawful scope of the practice of a chiropractor
20 holding a certificate or license issued by the state in which the services
21 are rendered, a subscriber covered under such contract may select either a
22 physician or chiropractor to provide the examination, care or treatment for
23 which the subscriber is eligible and ~~which~~ THAT falls within the scope of
24 practice of the chiropractor or physician. Reimbursement for the cost of
25 the service may be made directly to the person licensed or certified
26 pursuant to title 32, chapter 8 or 13 or to the subscriber AND IS PAYABLE
27 TO BOTH THE PERSON LICENSED OR CERTIFIED PURSUANT TO TITLE 32, CHAPTER 8 OR
28 13 AND THE SUBSCRIBER if the cost of the service has not been reimbursed to
29 another provider or health care institution.

