



General Assembly

January Session, 2005

Raised Bill No. 1205

LCO No. 3859

03859_____PH_

Referred to Committee on Public Health

Introduced by:
(PH)

AN ACT CONCERNING APPEALS OF DENIALS OR DETERMINATIONS BY MANAGED CARE ORGANIZATIONS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (1) of subsection (b) of section 38a-478n of the
2 general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective October 1, 2005*):

4 (b) (1) To appeal a denial or determination pursuant to this section
5 an enrollee or any provider acting on behalf of an enrollee shall, not
6 later than thirty days after receiving final written notice of the denial
7 or determination from the enrollee's managed care organization or
8 utilization review company, file a written request with the
9 commissioner. The appeal of two or more separate denials or
10 determinations may be joined in a single appeal, provided (A) the
11 denials or determinations relate to the same procedural or diagnostic
12 coding, and (B) the managed care organization separately reports each
13 denial or determination that forms the basis of such an appeal to the
14 Insurance Commissioner pursuant to the provisions of section 38a-
15 478c. The appeal shall be on forms prescribed by the commissioner and
16 shall include the filing fee set forth in subdivision (2) of this subsection

17 and a general release executed by the enrollee for all medical records
18 pertinent to the appeal. The managed care organization or utilization
19 review company named in the appeal shall also pay to the
20 commissioner the filing fee set forth in subdivision (2) of this
21 subsection.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2005	38a-478n(b)(1)

Statement of Purpose:

To permit enrollees and providers to combine multiple appeals of denials or determinations by managed care organizations or utilization review companies into a single appeal, provided each of the appeals relates to the same procedural or diagnostic coding.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]