



General Assembly

January Session, 2007

Raised Bill No. 7052

LCO No. 3406

03406 _____ INS

Referred to Committee on Insurance and Real Estate

Introduced by:
(INS)

**AN ACT ALLOWING DENIAL OF HEALTH CARE COVERAGE TO
INDIVIDUALS WHO COMMIT FELONIES WITH AN ELEVATED BLOOD
ALCOHOL CONTENT.**

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

1 Section 1. Section 38a-498c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2007*):

3 No individual health insurance policy providing coverage of the
4 type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-
5 469 delivered, issued for delivery, amended, renewed or continued in
6 this state on or after October 1, [2006] 2007, shall deny coverage for
7 health care services rendered to treat any injury sustained by any
8 person when such injury is alleged to have occurred or occurs under
9 circumstances in which (1) such person has an elevated blood alcohol
10 content, or (2) such person has sustained such injury while under the
11 influence of intoxicating liquor or any drug or both, unless such injury
12 is alleged to have occurred or occurs during the commission of a
13 felony. For the purposes of this section, "elevated blood alcohol
14 content" means a ratio of alcohol in the blood of such person that is
15 eight-hundredths of one per cent or more of alcohol, by weight.

16 Sec. 2. Section 38a-525c of the general statutes is repealed and the
17 following is substituted in lieu thereof (*Effective October 1, 2007*):

18 No group health insurance policy providing coverage of the type
19 specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469
20 delivered, issued for delivery, amended, renewed or continued in this
21 state on or after October 1, [2006] 2007, shall deny coverage for health
22 care services rendered to treat any injury sustained by any person
23 when such injury is alleged to have occurred or occurs under
24 circumstances in which (1) such person has an elevated blood alcohol
25 content, or (2) such person has sustained such injury while under the
26 influence of intoxicating liquor or any drug or both, unless such injury
27 is alleged to have occurred or occurs during the commission of a
28 felony. For the purposes of this section, "elevated blood alcohol
29 content" means a ratio of alcohol in the blood of such person that is
30 eight-hundredths of one per cent or more of alcohol, by weight.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2007</i>	38a-498c
Sec. 2	<i>October 1, 2007</i>	38a-525c

Statement of Purpose:

To allow individual and group health insurance policies to deny coverage for health services to individuals who commit felonies having an elevated blood alcohol content.

[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.]