



General Assembly

Amendment

January Session, 2015

LCO No. 6596



Offered by:
REP. SAMPSON, 80th Dist.

To: Subst. House Bill No. 6736 File No. 409 Cal. No. 267

"AN ACT EXTENDING TO OPTOMETRISTS THE PROHIBITION ON THE SETTING OF PAYMENTS BY HEALTH INSURERS AND OTHER ENTITIES FOR NONCOVERED BENEFITS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 38a-472h of the general statutes is repealed and
4 the following is substituted in lieu thereof (*Effective January 1, 2016*):

5 (a) No insurer, health care center, fraternal benefit society, hospital
6 service corporation, medical service corporation or other entity
7 delivering, issuing for delivery, renewing, amending or continuing:
8 [an]

9 (1) An individual or a group dental plan in this state shall include in
10 any contract with a dentist licensed pursuant to chapter 379 that is
11 entered into, renewed or amended on or after January 1, 2012, any
12 provision that requires such dentist to accept as payment an amount
13 set by such insurer, center, society, corporation or entity for services or

14 procedures provided to an insured or enrollee that are not covered
15 benefits under such insured's or enrollee's plan; or

16 (2) An individual or a group vision plan in this state shall include in
17 any contract with an optometrist licensed pursuant to chapter 380 that
18 is entered into, renewed or amended on or after January 1, 2016, any
19 provision that requires such optometrist to accept as payment an
20 amount set by such insurer, center, society, corporation or entity for
21 services or procedures provided to an insured or enrollee that are not
22 covered benefits under such insured's or enrollee's plan.

23 (b) [A dentist shall not] No dentist or optometrist shall charge more
24 for services or procedures that are not covered benefits than such
25 dentist's or optometrist's usual and customary rate for such services or
26 procedures.

27 (c) (1) Each evidence of coverage for an individual or a group dental
28 plan shall include the following statement:

29 "IMPORTANT: If you opt to receive dental services or procedures
30 that are not covered benefits under this plan, a participating dental
31 provider may charge you his or her usual and customary rate for such
32 services or procedures. Prior to providing you with dental services or
33 procedures that are not covered benefits, the dental provider should
34 provide you with a treatment plan that includes each anticipated
35 service or procedure to be provided and the estimated cost of each
36 such service or procedure. To fully understand your coverage, you
37 may wish to review your evidence of coverage document."

38 (2) Each evidence of coverage for an individual or a group vision
39 plan shall include the following statement:

40 "IMPORTANT: If you opt to receive optometric services or
41 procedures that are not covered benefits under this plan, a
42 participating optometrist may charge you his or her usual and
43 customary rate for such services or procedures. Prior to providing you
44 with optometric services or procedures that are not covered benefits,

45 the optometrist should provide you with a treatment plan that
 46 includes each anticipated service or procedure to be provided and the
 47 estimated cost of each such service or procedure. To fully understand
 48 your coverage, you may wish to review your evidence of coverage
 49 document."

50 (d) Each dentist and optometrist shall post, in a conspicuous place, a
 51 notice stating that services or procedures that are not covered benefits
 52 under an insurance policy or plan might not be offered at a discounted
 53 rate.

54 [(e) The provisions of this section shall not apply to (1) a self-insured
 55 plan that covers dental services, or (2) a contract that is incorporated in
 56 or derived from a collective bargaining agreement or in which some or
 57 all of the material terms are subject to a collective bargaining process.]"

This act shall take effect as follows and shall amend the following sections:		
Section 1	January 1, 2016	38a-472h