

CHAPTER 160

INSURANCE

HOUSE BILL 95-1077

BY REPRESENTATIVES Epps, Clarke, DeGette, Gordon, Knox, Linkhart, Lyle, and Morrison;
also SENATORS Hopper, Casey, Gallagher, Johnson, Martinez, Pascoe, Perlmutter, L. Powers, Rupert, Tanner, and Thiebaut.

AN ACT**CONCERNING REQUIRED INSURANCE COVERAGE FOR PREVENTIVE CHILD HEALTH SUPERVISION SERVICES.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 10-16-104, Colorado Revised Statutes, 1994 Repl. Vol., is amended BY THE ADDITION OF A NEW SUBSECTION to read:

10-16-104. Mandatory coverage provisions. (11) Child health supervision services. (a) FOR PURPOSES OF THIS SUBSECTION (11), UNLESS THE CONTEXT OTHERWISE REQUIRES, "CHILD HEALTH SUPERVISION SERVICES" MEANS THOSE PREVENTIVE SERVICES AND IMMUNIZATIONS REQUIRED TO BE PROVIDED IN BASIC AND STANDARD HEALTH BENEFIT PLANS PURSUANT TO SECTION 10-16-105 (7.2), TO DEPENDENT CHILDREN UP TO AGE THIRTEEN. SUCH SERVICES SHALL BE PROVIDED BY A PHYSICIAN OR PURSUANT TO A PHYSICIAN'S SUPERVISION OR BY A PRIMARY HEALTH CARE PROVIDER WHO IS A PHYSICIAN'S ASSISTANT OR REGISTERED NURSE WHO HAS ADDITIONAL TRAINING IN CHILD HEALTH ASSESSMENT AND WHO IS WORKING IN COLLABORATION WITH A PHYSICIAN.

(b) AN INDIVIDUAL, SMALL GROUP, OR LARGE GROUP HEALTH BENEFIT PLAN ISSUED IN COLORADO OR COVERING A COLORADO RESIDENT THAT PROVIDES COVERAGE FOR A FAMILY MEMBER OF THE INSURED OR SUBSCRIBER, SHALL, AS TO SUCH FAMILY MEMBER'S COVERAGE, ALSO PROVIDE THAT THE HEALTH INSURANCE BENEFITS APPLICABLE TO CHILDREN INCLUDE COVERAGE FOR CHILD HEALTH SUPERVISION SERVICES UP TO THE AGE OF THIRTEEN. EACH SUCH PLAN SHALL, AT A MINIMUM, PROVIDE BENEFITS FOR PREVENTIVE CHILD HEALTH SUPERVISION SERVICES. A PLAN DESCRIBED IN THIS PARAGRAPH (b) MAY PROVIDE THAT CHILD HEALTH SUPERVISION SERVICES RENDERED DURING A PERIODIC REVIEW SHALL ONLY BE COVERED TO THE EXTENT SUCH SERVICES ARE PROVIDED DURING THE COURSE OF ONE VISIT BY OR

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

UNDER THE SUPERVISION OF A SINGLE PHYSICIAN, PHYSICIAN'S ASSISTANT, OR REGISTERED NURSE.

(c) BENEFITS FOR CHILD HEALTH SUPERVISION SERVICES SHALL BE EXEMPT FROM A DEDUCTIBLE OR DOLLAR LIMIT PROVISION IN ANY INDIVIDUAL, SMALL GROUP, OR LARGE GROUP HEALTH BENEFIT PLAN ISSUED IN COLORADO OR COVERING A COLORADO RESIDENT AND SUCH EXEMPTION SHALL BE EXPLICITLY STATED IN SUCH A PLAN. ANY COPAYMENT OR COINSURANCE APPLICABLE TO THE BENEFITS RECEIVED DURING THE COURSE OF ONE VISIT PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (11) SHALL NOT EXCEED THE COPAYMENT OR COINSURANCE PAYMENT APPLICABLE TO A PHYSICIAN VISIT. A HEALTH BENEFIT PLAN ISSUED BY AN ENTITY SUBJECT TO PART 4 OF THIS ARTICLE MAY PROVIDE THAT THE BENEFITS OFFERED PURSUANT TO THIS SUBSECTION (11) SHALL BE COVERED BENEFITS ONLY IF THE SERVICES ARE RENDERED BY A PROVIDER WHO IS DESIGNATED BY AND AFFILIATED WITH SUCH ENTITY.

(d) A LOCAL GOVERNMENT OR POLITICAL SUBDIVISION OF THIS STATE IS NOT REQUIRED TO OFFER TO EMPLOYEES OR DEPENDENTS COVERAGE FOR CHILD HEALTH SUPERVISION SERVICES AS REQUIRED IN THIS SUBSECTION (11) IN ANY HEALTH BENEFIT PLAN OFFERED OR MADE AVAILABLE TO EMPLOYEES OR DEPENDENTS OF THE LOCAL GOVERNMENT OR POLITICAL SUBDIVISION.

(e) THIS SUBSECTION (11) SHALL NOT APPLY TO A MULTIPLE EMPLOYER HEALTH TRUST, AS DESCRIBED IN SECTION 10-3-903.5 (7) (b), OR A MULTIPLE EMPLOYER WELFARE ARRANGEMENT, AS DESCRIBED IN SECTION 10-3-903.5, BUT SHALL APPLY TO THOSE PLANS AND ENTITIES SUBJECT TO THE JURISDICTION OF THE DIVISION OF INSURANCE.

SECTION 2. Effective date - applicability. This act shall take effect July 1, 1995, and shall apply to any individual, small group, or large group health benefit plan that is delivered, issued for delivery, renewed, extended, or modified on or after January 1, 1996.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 22, 1995