

CHAPTER 97

INSURANCE

HOUSE BILL 11-1186

BY REPRESENTATIVE(S) Ryden, Kerr A., McCann, Vigil, Duran, Fields, Fischer, Gardner D., Hullinghorst, Kefalas, Labuda, Pabon, Pace, Riesberg, Schafer S., Solano, Todd, Kagan, Wilson;
also SENATOR(S) Guzman, Boyd, Foster, Hodge, Newell, Schwartz, Tochtrop, White.

AN ACT**CONCERNING REIMBURSEMENT BY HEALTH INSURANCE CARRIERS FOR ACUPUNCTURE SERVICES.**

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

SECTION 1. 10-16-104 (7) (a) (I) (A), Colorado Revised Statutes, is amended to read:

10-16-104. Mandatory coverage provisions - definitions.
(7) Reimbursement of providers. (a) Sickness and accident insurance.
(I) (A) Notwithstanding any provisions of any policy of sickness and accident insurance issued by an entity subject to the provisions of part 2 of this article or a prepaid dental care plan subject to the provisions of part 5 of this article, whenever any such policy or plan provides for reimbursement for ~~any~~ A service that may be lawfully performed by a person licensed in this state for the practice of osteopathy, medicine, dentistry, dental hygiene, optometry, psychology, chiropractic, ~~or~~ podiatry, OR ACUPUNCTURE, A CARRIER SHALL NOT DENY reimbursement under ~~such~~ THE policy or plan ~~shall not be denied~~ when ~~such~~ THE service is rendered by a person so licensed. Nothing in this part 1 or ~~parts~~ PART 2 or 5 of this article ~~shall preclude an insurance company~~ PRECLUDES A CARRIER from setting different fee schedules in an insurance policy for different services performed by different professions, but the CARRIER SHALL USE THE same fee schedule ~~shall be used~~ for those portions of health services that are substantially identical although performed by different professions.

SECTION 2. Act subject to petition - effective date - applicability. (1) This act shall take effect January 1, 2012; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment

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

of the general assembly, then the act, item, section, or part shall not take effect unless approved by the people at the general election to be held in November 2012 and shall take effect on January 1, 2013, or on the date of the official declaration of the vote thereon by the governor, whichever is later.

(2) The provisions of this act shall apply to policies of sickness and accident insurance and plans issued or renewed on or after the applicable effective date of this act.

Approved: April 8, 2011