

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

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.

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

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

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 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.

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO