

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 529

BY BUSINESS COMMITTEE

AN ACT

RELATING TO INSURANCE CONTRACTS WITH PROVIDERS OF DENTAL SERVICES;
AMENDING CHAPTER 18, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW
SECTION 41-1849, IDAHO CODE, TO PROVIDE PROVISIONS FOR CONTRACTS WITH
PROVIDERS OF DENTAL SERVICES, TO DEFINE "COVERED SERVICES" AND TO
PROVIDE APPLICATION; AMENDING CHAPTER 34, TITLE 41, IDAHO CODE, BY THE
ADDITION OF A NEW SECTION 41-3444, IDAHO CODE, TO PROVIDE PROVISIONS
FOR CONTRACTS WITH PROVIDERS OF DENTAL SERVICES, TO DEFINE "COVERED
SERVICES" AND TO PROVIDE APPLICATION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 18, Title 41, Idaho Code, be, and the same is
hereby amended by the addition thereto of a NEW SECTION, to be known and
designated as Section 41-1849, Idaho Code, and to read as follows:

41-1849. CONTRACTS WITH PROVIDERS OF DENTAL SERVICES. (1) No person
contracting with dentists to provide coverage or reimbursement for
dental services may require, as an element of any dental care provider
participation contract, that any provider agree to adopt fees set by the
person for services that are not covered services under the contract.
"Covered services" as used in this section means services under the
applicable dental plan, dental plan contract or plan benefits subject to
such contractual limitations on benefits of the dental plan, dental plan
contracts or plan benefits as may apply.

(2) This section shall apply to any contract with providers for dental
services that is issued after January 1, 2011. Contracts that are in
existence on January 1, 2011, shall be brought into compliance on the next
anniversary date, renewal date, or the expiration date of the applicable
collective bargaining contract, if any, whichever date is latest.

SECTION 2. That Chapter 34, Title 41, Idaho Code, be, and the same is
hereby amended by the addition thereto of a NEW SECTION, to be known and
designated as Section 41-3444, Idaho Code, and to read as follows:

41-3444. CONTRACTS WITH PROVIDERS OF DENTAL SERVICES. (1) No person
contracting with dentists to provide coverage or reimbursement for
dental services may require, as an element of any dental care provider
participation contract, that any provider agree to adopt fees set by the
person for services that are not covered services under the contract.
"Covered services" as used in this section means services under the
applicable dental plan, dental plan contract or plan benefits subject to
such contractual limitations on benefits of the dental plan, dental plan
contracts or plan benefits as may apply.

1 (2) This section shall apply to any contract with providers for dental
2 services that is issued after January 1, 2011. Contracts that are in
3 existence on January 1, 2011, shall be brought into compliance on the next
4 anniversary date, renewal date, or the expiration date of the applicable
5 collective bargaining contract, if any, whichever date is latest.