

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 529

BY BUSINESS COMMITTEE

AN ACT

1 RELATING TO INSURANCE CONTRACTS WITH PROVIDERS OF DENTAL SERVICES;
2 AMENDING CHAPTER 18, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW
3 SECTION 41-1849, IDAHO CODE, TO PROVIDE PROVISIONS FOR CONTRACTS WITH
4 PROVIDERS OF DENTAL SERVICES, TO DEFINE "COVERED SERVICES" AND TO
5 PROVIDE APPLICATION; AMENDING CHAPTER 34, TITLE 41, IDAHO CODE, BY THE
6 ADDITION OF A NEW SECTION 41-3444, IDAHO CODE, TO PROVIDE PROVISIONS
7 FOR CONTRACTS WITH PROVIDERS OF DENTAL SERVICES, TO DEFINE "COVERED
8 SERVICES" AND TO PROVIDE APPLICATION.
9

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

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

14 41-1849. CONTRACTS WITH PROVIDERS OF DENTAL SERVICES. (1) No person
15 contracting with dentists to provide coverage or reimbursement for
16 dental services may require, as an element of any dental care provider
17 participation contract, that any provider agree to adopt fees set by the
18 person for services that are not covered services under the contract.
19 "Covered services" as used in this section means services under the
20 applicable dental plan, dental plan contract or plan benefits subject to
21 such contractual limitations on benefits of the dental plan, dental plan
22 contracts or plan benefits as may apply.

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

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

31 41-3444. CONTRACTS WITH PROVIDERS OF DENTAL SERVICES. (1) No person
32 contracting with dentists to provide coverage or reimbursement for
33 dental services may require, as an element of any dental care provider
34 participation contract, that any provider agree to adopt fees set by the
35 person for services that are not covered services under the contract.
36 "Covered services" as used in this section means services under the
37 applicable dental plan, dental plan contract or plan benefits subject to
38 such contractual limitations on benefits of the dental plan, dental plan
39 contracts or plan benefits as may apply.

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5 collective bargaining contract, if any, whichever date is latest.