

SENATE SUBSTITUTE  
FOR  
SENATE BILL NO. 884

AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to insurance for dental services.

---

---

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,  
AS FOLLOWS:

1           Section A. Chapter 376, RSMo, is amended by adding thereto  
2 one new section, to be known as section 376.1060, to read as  
3 follows:

4           376.1060. 1. As used in this section, the following terms  
5 shall mean:

6           (1) "Contracting entity", any person or entity that is  
7 engaged in the act of contracting with providers for the delivery  
8 of dental services or the selling or assigning of dental network  
9 plans to other health care entities;

10           (2) "Identify", providing in writing, by email or  
11 otherwise, to the participating provider the name, address, and  
12 telephone number, to the extent possible, for any third party to  
13 which the contracting entity has granted access to the health  
14 care services of the participating provider;

15           (3) "Network plan", health insurance coverage offered by a  
16 health insurance issuer under which the financing and delivery of  
17 dental services are provided in whole or in part through a  
18 defined set of participating providers under contract with the  
19 health insurance issuer;

1       (4) "Participating provider", a provider who, under a  
2 contract with a contracting entity, has agreed to provide dental  
3 services with an expectation of receiving payment, other than  
4 coinsurance, copayments or deductibles, directly or indirectly  
5 from the contracting entity;

6       (5) "Provider", any person licensed under section 332.071.

7       2. A contracting entity shall not sell, assign, or  
8 otherwise grant access to the dental services of a participating  
9 provider under a health care contract unless expressly authorized  
10 by the health care contract. The health care contract shall  
11 specifically provide that one purpose of the contract is the  
12 selling, assigning, or giving the contracting entity rights to  
13 the services of the participating provider, including network  
14 plans.

15       3. Upon entering a contract with a participating provider  
16 and upon request by a participating provider, a contracting  
17 entity shall properly identify any third party that has been  
18 granted access to the dental services of the participating  
19 provider.

20       4. A contracting entity that sells, assigns, or otherwise  
21 grants access to the dental services of a participating provider  
22 shall maintain an internet website or a toll-free telephone  
23 number through which the participating provider may obtain a  
24 listing, updated at least every ninety days, of the third parties  
25 that have been granted access to the participating provider's  
26 dental services.

27       5. A contracting entity that sells, assigns, or otherwise  
28 grants access to a participating provider's dental services shall

1 ensure that an explanation of benefits or remittance advice  
2 furnished to the participating provider that delivers dental  
3 services under the health care contract identifies the  
4 contractual source of any applicable discount.

5 6. All third parties that have contracted with a  
6 contracting entity to purchase, be assigned, or otherwise be  
7 granted access to the participating provider's discounted rate  
8 shall comply with the participating provider's contract,  
9 including all requirements to encourage access to the  
10 participating provider, and pay the participating provider  
11 pursuant to the rates of payment and methodology set forth in  
12 that contract, unless otherwise agreed to by a participating  
13 provider.

14 7. A contracting entity is deemed in compliance with this  
15 section when the insured's identification card provides  
16 information which identifies the insurance carrier to be used to  
17 reimburse the participating provider for the covered dental  
18 services.