

SECOND REGULAR SESSION

[P E R F E C T E D]

SENATE SUBSTITUTE FOR

SENATE BILL NO. 884

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR WALLINGFORD.

Offered April 23, 2014.

Senate Substitute adopted, April 23, 2014.

Taken up for Perfection April 23, 2014. Bill declared Perfected and Ordered Printed.

TERRY L. SPIELER, Secretary.

6097S.04P

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:

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

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

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

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

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

(4) "Participating provider", a provider who, under a contract with a contracting entity, has agreed to provide dental services with an

18 expectation of receiving payment, other than coinsurance, copayments
19 or deductibles, directly or indirectly from the contracting entity;

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

21 2. A contracting entity shall not sell, assign, or otherwise grant
22 access to the dental services of a participating provider under a health
23 care contract unless expressly authorized by the health care
24 contract. The health care contract shall specifically provide that one
25 purpose of the contract is the selling, assigning, or giving the
26 contracting entity rights to the services of the participating provider,
27 including network plans.

28 3. Upon entering a contract with a participating provider and
29 upon request by a participating provider, a contracting entity shall
30 properly identify any third party that has been granted access to the
31 dental services of the participating provider.

32 4. A contracting entity that sells, assigns, or otherwise grants
33 access to the dental services of a participating provider shall maintain
34 an internet website or a toll-free telephone number through which the
35 participating provider may obtain a listing, updated at least every
36 ninety days, of the third parties that have been granted access to the
37 participating provider's dental services.

38 5. A contracting entity that sells, assigns, or otherwise grants
39 access to a participating provider's dental services shall ensure that an
40 explanation of benefits or remittance advice furnished to the
41 participating provider that delivers dental services under the health
42 care contract identifies the contractual source of any applicable
43 discount.

44 6. All third parties that have contracted with a contracting entity
45 to purchase, be assigned, or otherwise be granted access to the
46 participating provider's discounted rate shall comply with the
47 participating provider's contract, including all requirements to
48 encourage access to the participating provider, and pay the
49 participating provider pursuant to the rates of payment and
50 methodology set forth in that contract, unless otherwise agreed to by
51 a participating provider.

52 7. A contracting entity is deemed in compliance with this section
53 when the insured's identification card provides information which
54 identifies the insurance carrier to be used to reimburse the

55 **participating provider for the covered dental services.**

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