

PROPOSED AMENDMENTS TO

SENATE BILL NO. 2377

Introduced by

Senators Boschee, Bekkedahl, Dwyer

Representatives Dockter, Koppelman, Louser

1 A BILL for an Act to amend and reenact section 26.1-47-02.1 of the North Dakota Century
2 Code, relating to preferred provider arrangements and restrictions on dental care services.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 26.1-47-02.1 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **26.1-47-02.1. Fees for dental services - Prohibition.**

7 1. As used in this section, "covered services" means dental care services for which a
8 reimbursement is available under an enrollee's plan ~~or for which a reimbursement~~
9 ~~would be available but for the application of a deductible, copayment, coinsurance,~~
10 ~~waiting period, annual or lifetime maximum, or frequency limitation.~~

11 2. Except for fees for covered services, a preferred provider arrangement for a dental
12 plan may not directly or indirectly set or otherwise regulate the fees charged by the
13 preferred provider for dental care services.

14 3. A preferred provider arrangement may not restrict a covered person from receiving
15 additional dental care services that were denied due to annual, lifetime, or frequency
16 limitations being met by the covered person's dental plan and disallow covered services,
17 resulting in denial of payment to the dental provider for a service that ordinarily would
18 have been covered or prohibit the dental provider from collecting the amount owed
19 from the patient for that service.