

**HEALTH REFORM - UNIFORM ELECTRONIC  
STANDARDS - INSURANCE INFORMATION**

2010 GENERAL SESSION

STATE OF UTAH

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**LONG TITLE**

**General Description:**

This bill amends provisions related to the use of uniform electronic standards for health insurance claims processing, insurance eligibility, and coordination of benefits.

**Highlighted Provisions:**

This bill:

- ▶ amends provisions related to uniform electronic standards for health insurance claims processing, electronic insurance eligibility information, and electronic information regarding the coordination of benefits;
- ▶ establishes a voluntary registry of software vendors who comply with electronic standards; and
- ▶ makes clarifying and technical amendments.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill takes effect on July 1, 2010.

**Utah Code Sections Affected:**

AMENDS:

**31A-22-614.5**, as last amended by Laws of Utah 2008, Chapters 379 and 382

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **31A-22-614.5** is amended to read:

**31A-22-614.5. Uniform claims processing -- Electronic exchange of health information.**

(1) [~~Beginning July 1, 1993, all~~] All insurers offering health insurance shall:

(a) use a uniform claim form and uniform billing and claim codes; and

32 (b) provide for the electronic exchange of uniform insurance eligibility and coverage  
 33 information and coordination of benefits information.

34 (2) (a) ~~The uniform [claim forms and billing codes]~~ electronic standards and  
 35 information required in Subsection (1) shall be adopted and approved by the commissioner in  
 36 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act. ~~[The]~~

37 (b) When adopting rules under this section the commissioner:

38 (i) shall consult with [the director of the Division of Health Care Financing, the  
 39 National Uniform Claim Form Task Force, and the National Uniform Billing Committee when  
 40 adopting the uniform claims and billing codes.] national and state organizations involved with  
 41 the electronic exchange of health data to develop the standards for the use and electronic  
 42 exchange of uniform claim forms, billing and claim codes, insurance eligibility and coverage  
 43 information, and coordination of benefits information;

44 (ii) may not require an insurer or administrator to use a specific software product or  
 45 vendor; and

46 (iii) may require an insurer who participates in the All Payer Database created under  
 47 Section 26-33a-106.1 to allow data regarding demographic and insurance coverage information  
 48 to be electronically shared with the state's designated secure Health Information Master Person  
 49 Index to be used:

50 (A) in compliance with data security standards established by:

51 (I) federal Health Insurance Portability and Accountability Act of 1996, Pub. L.  
 52 104-191, 110 Stat. 1936 standards; and

53 (II) the electronic commerce agreements established in a business associate agreement;  
 54 and

55 (B) for the purpose of coordination of accident and health insurance benefits.

56 (3) (a) (i) ~~[Beginning July 1, 1995, all insurers shall offer compatible systems of]~~ In  
 57 order to facilitate the provision of Subsection (1), an insurer shall use the electronic standards  
 58 for electronic billing and electronic transmission of eligibility and coverage information  
 59 approved by the commissioner in accordance with [Title 63G, Chapter 3, Utah Administrative  
 60 Rulemaking Act] Subsection (2).

61 (ii) ~~The [systems]~~ standards approved by the commissioner may include monitoring  
 62 and disseminating information concerning eligibility and coverage of individuals.

63 (iii) The commissioner shall coordinate the administrative rules adopted under the  
64 provisions of this section with the administrative rules adopted by the Department of Health for  
65 the implementation of the standards for the electronic exchange of clinical health information  
66 under Section 26-1-37. The department shall establish procedures for developing the rules  
67 adopted under this section, which ensure that the Department of Health is given the opportunity  
68 to comment on proposed rules.

69 (b) (i) The commissioner may provide information to health care providers regarding  
70 resources available to a health care provider to verify whether a health care provider's practice  
71 management software system meets the uniform electronic standards for data exchange  
72 required by this section.

73 (ii) The commissioner may provide the information described in Subsection (3)(b)(i)  
74 by partnering with:

75 (A) a not for profit, broad based coalition of state health care insurers and health care  
76 providers who are involved in the electronic exchange of the data required by this section; or

77 (B) some other person that the commissioner determines is appropriate to provide the  
78 information described in Subsection (3)(b)(i).

79 ~~(b)~~ (c) The commissioner shall regulate any fees charged by insurers to the providers  
80 for:

81 (i) uniform claim forms;

82 (ii) electronic billing; or

83 (iii) the electronic exchange of clinical health information permitted by Section  
84 26-1-37.

85 Section 2. **Effective date.**

86 This bill takes effect on July 1, 2010.