

2009 -- H 6274

LC02785

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2009

A N A C T

RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES

Introduced By: Representatives Dennigan, and Fellela

Date Introduced: June 16, 2009

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 27-18-34 of the General Laws in Chapter 27-18 entitled "Accident  
2 and Sickness Insurance Policies" is hereby amended to read as follows:

3 **27-18-34. Health insurance contracts -- Certified registered nurse practitioners and**  
4 **psychiatric and mental health nurse clinical specialists.** -- (a) Every health insurance contract,  
5 plan, or policy delivered, issued for delivery, or renewed in this state shall provide coverage for  
6 the services of a certified registered nurse practitioner, practicing collaboratively, or in the  
7 employ of a physician licensed under chapter 37 of title 5, and psychiatric and mental health  
8 nurse clinical specialists, to subscribers ~~Every health insurance contract, plan, or policy delivered,~~  
9 ~~issued for delivery, or renewed in this state shall provide coverage for the services of a certified~~  
10 ~~registered nurse practitioner and psychiatric and mental health nurse clinical specialist practicing~~  
11 ~~collaboration with or in the employ of a physician licensed under chapter 37 of title 5 to~~  
12 ~~subscribers,~~ if the services are within the certified registered nurse practitioner's or psychiatric  
13 and mental health nurse clinical specialist's area of professional competence as established by  
14 education and certification, and are currently reimbursed when rendered by any other licensed  
15 health care provider. No insurer or hospital, medical service corporation, or health maintenance  
16 organization may require the signature, by any other health care provider as a condition of  
17 reimbursement. No insurer or hospital, medical service corporation, or health maintenance  
18 organization may be required to pay for duplicative services actually rendered by both a certified  
19 registered nurse practitioner and any other health care provider.

1 (b) Nothing in this chapter shall preclude the conducting of managed care reviews and  
2 medical necessity reviews by an insurer or hospital or medical service corporation or health  
3 maintenance organization.

4 (c) Every health insurance contract, plan, or policy delivered, issued for delivery, or  
5 renewed in this state shall provide coverage for certified registered nurse practitioners to provide  
6 primary care, intermediate, home, long-term and inpatient care as primary care providers, when  
7 said certified registered nurse practitioner is a participating provider, consistent with, and  
8 practicing within, the scope of his/her professional license.

9 (d) Notwithstanding any law to the contrary, all insurers, nonprofit medical service  
10 corporations, nonprofit hospitals and health maintenance organizations shall provide subscribers  
11 with an opportunity to select a certified registered nurse practitioner, who is a participating  
12 provider, as a primary care provider.

13 (e) Notwithstanding any law to the contrary, all insurers, medical service corporations  
14 and health maintenance organizations shall insure that all participating primary care provider  
15 certified registered nurse practitioners are included on any publicly accessible list of participating  
16 providers for the respective organization.

17 SECTION 2. Section 27-19-27 of the General Laws in Chapter 27-19 entitled "Nonprofit  
18 Hospital Service Corporations" is hereby amended to read as follows:

19 **27-19-27. Certified registered nurse practitioners and psychiatric and mental health**  
20 **nurse clinical specialists.** -- (a) Every health insurance contract, plan, or policy delivered, issued

21 for delivery, or renewed in this state shall provide coverage for the services of a certified  
22 registered nurse practitioner, practicing collaboratively, or in the employ of a physician licensed  
23 under chapter 37 of title 5, and psychiatric and mental health nurse clinical specialists, to  
24 subscribers ~~Every individual or group hospital or medical expense insurance policy or individual~~

25 ~~or group hospital or medical service plan contract delivered, issued for delivery, or renewed in~~  
26 ~~this state shall provide coverage for the services of the certified registered nurse practitioner and~~  
27 ~~psychiatric and mental health nurse clinical specialist practicing in collaboration with or in the~~  
28 ~~employ if a physician licensed under chapter 37 of title 5 to subscribers,~~ if the services are within

29 the certified registered nurse practitioner's or psychiatric and mental health nurse clinical  
30 specialist's area of professional competence as established by education and certification, and are  
31 currently reimbursed when rendered by any other licensed health care provider. No insurer or  
32 hospital or medical service corporation may require signature by any other health care provider as  
33 a condition of reimbursement. No insurer or hospital or medical service corporation may be  
34 required to pay for duplicative services actually rendered by both a certified nurse practitioner

1 and any other health care provider.

2 (b) Nothing in this chapter shall preclude the conducting of managed care reviews and  
3 medical necessity reviews by an insurer or hospital or medical service corporation or health  
4 maintenance organization.

5 (c) Every individual or group hospital or medical expense insurance policy or individual  
6 or group hospital or medical service plan contract delivered, issued for delivery, or renewed in  
7 this state shall provide coverage for certified registered nurse practitioners to provide primary  
8 care, intermediate, home, long-term and inpatient care as primary care providers, when said  
9 certified registered nurse practitioner is a participating provider, consistent with, and practicing  
10 within, the scope of his/her professional license.

11 (d) Notwithstanding any law to the contrary, all insurers, nonprofit medical service  
12 corporations, nonprofit hospitals and health maintenance organizations shall provide subscribers  
13 with an opportunity to select a certified registered nurse practitioner, who is a participating  
14 provider, as a primary care provider.

15 (e) Notwithstanding any law to the contrary, all insurers, medical service corporations  
16 and health maintenance organizations shall insure that all participating primary care provider  
17 certified registered nurse practitioners are included on any publicly accessible list of participating  
18 providers for the respective organization.

19 SECTION 3. Section 27-41-39 of the General Laws in Chapter 27-41 entitled "Health  
20 Maintenance Organizations" is hereby amended to read as follows:

21 **27-41-39. Certified registered nurse practitioners and psychiatric and mental health**  
22 **nurse clinical specialists.** -- (a) Every individual or group policy or contract delivered, issued for  
23 delivery, or renewed by a health maintenance organization in this state shall provide coverage for  
24 the services of certified registered nurse practitioners, practicing collaboratively and psychiatric  
25 and mental health nurse clinical specialists to subscribers, if those services are within the certified  
26 registered nurse practitioner's or psychiatric and mental health nurse clinical specialist's area of  
27 professional competence as established by education and certification, and are currently  
28 reimbursed when rendered by any other health care provider. No health maintenance organization  
29 may be required to pay for duplicative services actually rendered by a certified nurse practitioner  
30 and any other health care provider.

31 (b) Nothing in this chapter shall preclude the conducting of managed care reviews and  
32 medical necessity reviews by an insurer or hospital or medical service corporation or health  
33 maintenance organization.

34 (c) Every individual or group policy or contract delivered, issued for delivery, or renewed

1 by a health maintenance organization in this state shall provide coverage for certified registered  
2 nurse practitioners to provide primary care, intermediate, home, long-term and inpatient care as  
3 primary care providers, when said certified registered nurse practitioner is a participating  
4 provider, consistent with, and practicing within, the scope of his/her professional license.

5 (d) Notwithstanding any law to the contrary, all insurers, medical service corporations  
6 and health maintenance organizations shall provide subscribers with an opportunity to select a  
7 certified registered nurse practitioner, who is a participating provider, as a primary care provider.

8 (e) Notwithstanding any law to the contrary, all insurers, nonprofit medical service  
9 corporations, nonprofit hospitals and health maintenance organizations shall insure that all  
10 participating primary care provider certified registered nurse practitioners are included on any  
11 publicly accessible list of participating providers for the respective organization.

12 SECTION 4. This act shall take effect on January 1, 2010.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO INSURANCE - ACCIDENT AND SICKNESS INSURANCE POLICIES

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1           This act would make changes to health insurance contracts as it pertains to nurse  
2 practitioners.

3           This act would take effect on January 1, 2010.

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