

As Introduced

**128th General Assembly
Regular Session
2009-2010**

S. B. No. 159

Senator Miller, R.

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A B I L L

To enact sections 1751.76, 3923.651, and 3923.74 of 1
the Revised Code to prohibit health insurers from 2
denying payment for a service during or after the 3
performance of the service if the insurer provided 4
prior written authorization for the service. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 1751.76, 3923.651, and 3923.74 of 6
the Revised Code be enacted to read as follows: 7

Sec. 1751.76. No health insuring corporation that agrees in 8
writing to provide coverage for the performance of a service prior 9
to the performance of the service shall deny payment for the 10
service during or after the performance of the service unless the 11
health insuring corporation's written agreement to provide 12
coverage for the service was based upon inaccurate information 13
provided to the health insuring corporation by the enrollee or 14
health care provider. 15

Sec. 3923.651. No sickness and accident insurer that agrees 16
in writing to provide coverage for the performance of a service 17
prior to the performance of the service shall deny payment for the 18
service during or after the performance of the service unless the 19

insurer's written agreement to provide coverage for the service 20
was based upon inaccurate information provided to the insurer by 21
the insured or the health care provider. 22

Sec. 3923.74. No public employee benefit plan that agrees in 23
writing to provide coverage for the performance of a service prior 24
to the performance of the service shall deny payment for the 25
service during or after the performance of the service unless the 26
public employee benefit plan's written agreement to provide 27
coverage for the service was based upon inaccurate information 28
provided to the public employee benefit plan by the plan member, 29
covered dependent, or health care provider. 30