

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: H3/25/13

A Bill

HOUSE BILL 2121

5 By: Representatives Hawthorne, E. Armstrong, Baltz, Ferguson, Kizzia, Scott
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For An Act To Be Entitled

8 AN ACT TO REQUIRE HEALTH BENEFIT PLANS TO PROVIDE FOR
9 CORRECTIVE SURGERY FOR CRANIOFACIAL ANOMALY; AND FOR
10 OTHER PURPOSES.
11

Subtitle

12 TO REQUIRE HEALTH BENEFIT PLANS TO
13 PROVIDE FOR CORRECTIVE SURGERY FOR
14 CRANIOFACIAL ANOMALY.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 23, Chapter 79, is amended to add an
22 additional subchapter to read as follows:

23 Subchapter 15 – Coverage for Craniofacial Anomaly Corrective Surgery
24 23-79-1501. Definitions.

25 As used in this subchapter:

26 (1) "Corrective surgery" means the use of surgery to alter the
27 form and function of the cranial facial tissues due to a congenital or
28 acquired musculoskeletal disorder;

29 (2) "Craniofacial anomaly" means a congenital or acquired
30 musculoskeletal disorder that primarily affects the cranial facial tissue;
31 and

32 (3)(A) "Health benefit plan" means an individual, blanket, or
33 group plan, policy, or contract for health care services issued or delivered
34 by a health care insurer, health maintenance organization, hospital medical
35 service corporation, or self-insured governmental or church plan in this
36 state.



1 (B) "Health benefit plan" includes:

2 (i) Indemnity and managed care plans; and

3 (ii) Governmental plans as defined in 29 U.S.C. §
4 1002(32), as it existed on January 1, 2013.

5 (C) "Health benefit plan" does not include:

6 (i) Disability income plans;

7 (ii) Credit insurance plans;

8 (iii) Insurance coverage issued as a supplement to
9 liability insurance;

10 (vi) Medical payments under automobile or
11 homeowners' insurance plans;

12 (v) Health benefit plans provided under Arkansas
13 Constitution, Article 5, § 32, the Workers' Compensation Law, § 11-9-101 et
14 seq., and the Public Employee Workers' Compensation Act, § 21-5-601 et seq.;
15 or

16 (vi) Plans that provide only indemnity for hospital
17 confinement.

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19 23-79-1502. Craniofacial anomaly – Coverage for corrective surgery
20 required.

21 (a)(1) A health benefit plan that is offered, issued, or renewed in
22 this state shall offer coverage for corrective surgery and related medical
23 care for persons of any age who have been diagnosed as having a craniofacial
24 anomaly if the surgery and treatment are medically necessary as determined by
25 a nationally accredited cleft-craniofacial team.

26 (2) A nationally accredited multidisciplinary team for
27 craniofacial-cleft conditions shall:

28 (A) Evaluate persons with craniofacial anomalies; and

29 (B) Coordinate a treatment plan for each person.

30 (b) Medical care covered under this section includes corrective
31 surgery, dental care, vision care, and the use of one (1) or more hearing
32 aids.

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34 23-79-1503. Rules.

35 The State Insurance Department shall develop and promulgate rules for
36 the implementation and administration of this subchapter.

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/s/Hawthorne