

# HOUSE BILL No. 1220

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 27-7-17.

**Synopsis:** Medical payment coverage. Specifies that medical payment coverage is supplemental to coverage under a health plan.

**Effective:** July 1, 2019.

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January 10, 2019, read first time and referred to Committee on Insurance.

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First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

## HOUSE BILL No. 1220

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 27-7-17 IS ADDED TO THE INDIANA CODE AS  
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2019]:  
4 **Chapter 17. Medical Payment Coverage**  
5 **Sec. 1. As used in this chapter, "covered individual" means an**  
6 **individual who is entitled to coverage under a health plan.**  
7 **Sec. 2. As used in this chapter, "health care services" has the**  
8 **meaning set forth in IC 27-8-11-1.**  
9 **Sec. 3. (a) As used in this chapter, "health plan" means a plan**  
10 **through which coverage is provided for health care services**  
11 **through insurance, prepayment, reimbursement, or otherwise. The**  
12 **term includes the following:**  
13 **(1) A policy of accident and sickness insurance (as defined in**  
14 **IC 27-8-5-1).**  
15 **(2) An individual contract (as defined in IC 27-13-1-21) or a**  
16 **group contract (as defined in IC 27-13-1-16).**  
17 **(3) Accident only insurance.**



- 1           **(4) Medicare supplement insurance.**  
 2           **(b) The term does not include the following:**  
 3           **(1) Credit, long term care, or disability income insurance.**  
 4           **(2) Liability insurance coverage.**  
 5           **(3) Worker's compensation or similar insurance.**  
 6           **(4) Medical payment coverage.**  
 7           **(5) A specified disease policy issued as an individual policy.**  
 8           **(6) A policy that provides a stipulated daily, weekly, or**  
 9           **monthly payment to an insured during hospital confinement,**  
 10           **without regard to the actual expense of the confinement.**  
 11           **Sec. 4. (a) As used in this chapter, "medical payment coverage"**  
 12           **means an insurance policy benefit that provides payment for**  
 13           **expenses incurred by an individual as a result of injury, illness, or**  
 14           **death arising from the:**  
 15           **(1) operation of a motor vehicle; or**  
 16           **(2) individual's presence on a premises;**  
 17           **that is covered by the insurance policy.**  
 18           **(b) The term includes coverage for emergency medical**  
 19           **transportation, health care services, and funeral and burial**  
 20           **expenses.**  
 21           **(c) The term does not include benefits provided by the**  
 22           **following:**  
 23           **(1) Liability insurance coverage.**  
 24           **(2) A health plan.**  
 25           **Sec. 5. (a) Medical payment coverage is supplemental to the**  
 26           **benefits:**  
 27           **(1) to which a covered individual is entitled under a health**  
 28           **plan; and**  
 29           **(2) that are the same as or similar to benefits available to the**  
 30           **covered individual under the medical payment coverage.**  
 31           **(b) A health plan may not require the use or exhaustion of**  
 32           **medical payment coverage as a condition of payment of benefits:**  
 33           **(1) under the health plan; and**  
 34           **(2) for health care services rendered to a covered individual.**  
 35           **Sec. 6. In the absence of health plan benefits that are the same**  
 36           **as or similar to benefits available to an individual under medical**  
 37           **payment coverage, the medical payment coverage is primary**  
 38           **coverage.**  
 39           **Sec. 7. A contractual provision that is:**  
 40           **(1) contained in a contract entered into, amended, or renewed**  
 41           **after June 30, 2019; and**  
 42           **(2) contrary to this chapter;**



1      **is void.**

