

By: Senator(s) Canon

To: Public Health and Welfare

SENATE BILL NO. 2799
(As Sent to Governor)

1 AN ACT TO CODIFY SECTION 73-6-34, MISSISSIPPI CODE OF 1972,
2 TO ESTABLISH REQUIREMENTS, GUIDELINES AND QUALIFICATIONS FOR ANY
3 CHIROPRACTOR WHO DOES CHIROPRACTIC CLAIMS REVIEWS AND/OR
4 INDEPENDENT EXAMINATIONS FOR THE PURPOSE OF RENDERING DECISIONS ON
5 CHIROPRACTIC INSURANCE CLAIMS; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 SECTION 1. The following provision shall be codified as
8 Section 73-6-34, Mississippi Code of 1972:

9 73-6-34. (1) "Claims review" and/or "independent
10 examinations" are defined as services for third party entities for
11 the purpose of rendering a decision on chiropractic insurance
12 claims.

13 (2) Nothing in this section shall prohibit an insurance
14 company or its designees from taking adverse action based upon
15 reviewing a claim if it is determined that the services rendered
16 are not covered under the insurance plan's schedule of benefits or
17 the services are subject to the insurance plan's exclusions and/or
18 limitations. No determination adverse to a chiropractic patient
19 or doctor of chiropractic shall be made on any question relating
20 to the necessity or justification of any form of health care
21 services without prior evaluation and concurrence in the adverse
22 determination by a chiropractor licensed to practice in
23 Mississippi and meeting the following criteria:

24 (a) Present proof of three hundred (300) hours of study
25 in insurance claim review by a course of study recognized by the
26 Mississippi State Chiropractic Examining Board. Such proof is to
27 be filed with the Executive Secretary of the Mississippi State

28 Board of Chiropractic Examiners.

29 (b) Present proof to the Executive Secretary of the
30 Mississippi State Board of Chiropractic Examiners ten (10) hours
31 of continuing education each fiscal year in the instruction or
32 developments in claims review, which must be approved by the
33 Mississippi State Board of Chiropractic Examiners.

34 (c) Those chiropractors active in doing claims review
35 five (5) years prior to the enactment of this law will be exempt
36 from the three hundred (300) hours educational requirements.
37 Those chiropractors qualifying under subsection (c) of this
38 section must show proof of one hundred (100) hours of study in
39 claims reviews or related subjects, and meet all other
40 requirements.

41 (d) The Mississippi State Board of Chiropractic
42 Examiners shall issue a certificate to those chiropractors
43 qualifying under this law.

44 (e) Any chiropractor not complying with this act will
45 be subject to disciplinary action by the Mississippi State Board
46 of Chiropractic Examiners.

47 (3) No chiropractor shall engage in chiropractic claims
48 review or independent examinations on or after the date of passage
49 of this act unless he has met all requirements in this act.

50 SECTION 2. This act shall take effect and be in force from
51 and after July 1, 1999.