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### **Amending 72-10-3 (3) and 72-10-19 (2), Colorado Revised Statutes 1963, as Amended, Concerning Services Rendered Under Sickness and Accident Insurance Policies**

Colorado General Assembly

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## CHAPTER 197

## INSURANCE

## SICKNESS AND ACCIDENT INSURANCE

House Bill No. 1178. By Representatives Sack, Stonebraker, Byerly, Bishop, Fuhr, Johnson, Koster, Lindley, McNeil, Miller, Mullen, Pepper, and Porter; also Senators Brown, Calabrese, Chance, Garnsey, Kinnie, Minister, Parker, Stockton, and Wunsch.

## A N A C T

AMENDING 72-10-3 (3) AND 72-10-19 (2), COLORADO REVISED STATUTES 1963, AS AMENDED, CONCERNING SERVICES RENDERED UNDER SICKNESS AND ACCIDENT INSURANCE POLICIES.

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

Section 1. 72-10-3 (3), Colorado Revised Statutes 1963 (1969 Supp.), is amended to read:

72-10-3. Form and content of policy. (3) (a) Notwithstanding any provisions of any policy of sickness and accident insurance issued on or after July 1, 1969, whenever any such policy provides for reimbursement for any service which may be lawfully performed by a person licensed in this state for the practice of osteopathy, medicine, OPTOMETRY, psychology, or podiatry, reimbursement under such policy shall not be denied when such service is rendered by a person so licensed. NOTHING IN THIS ARTICLE SHALL PRECLUDE AN INSURANCE COMPANY FROM SETTING DIFFERENT FEE SCHEDULES IN AN INSURANCE POLICY FOR DIFFERENT PROFESSIONS.

(b) THE PROVISIONS OF THIS SUBSECTION SHALL APPLY:

(c) TO ALL INDIVIDUAL SICKNESS AND ACCIDENT POLICIES ISSUED ON AND AFTER JULY 1, 1969, EXCEPT AS PERTAINS TO OPTOMETRY, WHICH SHALL APPLY TO INDIVIDUAL POLICIES ISSUED AFTER JULY 1, 1971;

(d) TO ALL BLANKET AND GROUP SICKNESS AND ACCIDENT POLICIES ISSUED, RENEWED, OR REINSTATED ON AND AFTER JULY 1, 1971.

Section 2. 72-10-19 (2), Colorado Revised Statutes 1963, is amended to read:

*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

72-10-19. Application of article. (2) WITH THE EXCEPTION OF SUBSECTION (3) OF SECTION 72-10-3, the provisions of sections 72-10-3 to 72-10-7 shall not apply to those forms of sickness and accident policies enumerated in sections 72-10-16 and 72-10-17, provided, EXCEPT that no such policy shall contain any provision relative to notice or proof of loss, or the time for paying benefits, or the time within which suit may be brought upon the policy, which in the opinion of the commissioner is less favorable to the insured than would be permitted by the policy provisions set forth in section 72-10-4 or 72-10-5.

Section 3. Effective date. This act shall take effect July 1, 1971.

Section 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 4, 1971