

**Government of the District of Columbia**  
**Department of Insurance, Securities and Banking**

Thomas E. Hampton  
 Commissioner



# INSURANCE FORM FILING PROCEDURES

## DISTRICT OF COLUMBIA HEALTH INSURANCE MANDATES

<b>Old Reference</b>	<b>New Reference</b>	<b>Description</b>
✓ §35-4801	§31-2801	Access to Emergency Medical Services
✓	§31-2803	Emergency Department HIV Screening
✓ §32.572.1 (1999)	§44-302-01 (2001 ed.)	Access to Specialists as Primary Care Providers <i>(applicable to HMOs only)</i>
	DCMR 26, 211.1	Advertisement
	DCMR 26, 2618	Advertisement Long Term Care <i>(Filing Requirements for Advertising)</i>
DC Act 17-0236	§16-4401	**Arbitration Act of 2007 (Not effective until 7/1/2009)
✓ §35-2401	§31-2901	*Cancer Prevention Statute for Women
✓	§31-2993.01	Clinical Trials Insurance Coverage Act of 2008
✓	§31-2931	Colorectal Cancer Screening Insurance
	§31-2991	Closed Malpractice Claims
✓	§32-731	Continuation of Health Coverage (“Baby COBRA”)
✓	§31-3001	*Diabetes Health Insurance Coverage Expansion Act of 2000
✓ §32.572.3	§44-302.02 (2001 ed.)	Direct access to qualified specialists for females’ health services <i>(applicable to HMOs only)</i>
✓	DC Act 18-0084	Domestic Partnership Judicial Determination of Parentage Amendment Act of 2009
✓ DC Law 9-114	§ 32-701	Domestic Partnership Registration Procedures and Fees Approval Resolution of 2002 & Domestic Partnership Notice Update ✓
✓ §35-2301	§31-3101 (DC Law 16-242)	Drug Abuse, Alcohol Abuse and Mental Illness Insurance Coverage/Expansion of Substance Abuse and Mental Illness Insurance Coverage Amendment Act of 2006
§35-2305 (2001 Repl.)	§31-3105	*Drug Abuse, Alcohol Abuse and Mental Illness Insurance Coverage Amendment Act of 2000 (Mental Parity Provisions)
§22-3825.1 et seq.	§22-3225.09 et seq.	<b>*FRAUD WARNING</b> Compliance With the Insurance Fraud Prevention and Detection Amendment Act of 1998
	§31-3151	Health Benefits Plan Withdrawal from the Market
§35-2331	§31-3201	Health Insurance Claim Forms
✓ DC Law 16-0198	§31-3271	Health Insurance Coverage for <b>Habilitative Services for Children</b>

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	§35-1021	§31-3301.1	Health Insurance Portability and Accountability <ul style="list-style-type: none"> <li>• Guaranteed DC HIPAA individual health benefit</li> <li>• plans for eligible individuals</li> <li>• Renewability of current health benefit plans</li> <li>• Availability of health benefit plans by small employers</li> </ul>
	§35-4501	§ 31- 3401	<b>Health Maintenance Organizations</b> HMOs are required to "...provide or arrange for basic health care services on a prepaid basis, through insurance or otherwise, except to the extent of reasonable requirements for co-payments of deductibles, or both..." Basic health care services include the following benefits: <ul style="list-style-type: none"> <li>• Preventive care</li> <li>• Emergency care</li> <li>• Inpatient and outpatient hospital and physician care</li> <li>• Diagnostic laboratory and diagnostic and therapeutic radiological services, and</li> <li>• Services mandated under the statutes listed in items 1 through 3.</li> </ul>
	§35-4701	§31-3501	Health and Medical Services Corporation Regulation
		§31-3851.01	Health Organization Risk Base Capital
		<b>Bulletin No 09-IB-01-07/02</b>	Implementation of the Domestic Partnership Judicial Determination of Parentage Amendment Act of 2009 & the Jury and Marriage Amendment Act
✓		DC Act 18-0070	Jury and Marriage Amendment
		<b>Bulletin No.: 01-IB-007-02/08</b>	Limited Benefit Alert
		<b>Bulletin 06-IB-001-4/14</b>	Limited Maternity Health Benefit
✓		§31-3601	Long Term Care Insurance
			Medical Necessity/Medically Necessary Definition <b>Add the following to definition:</b> The fact that a Physician may prescribe, authorize or direct a service does not of itself make it <u>Medically Necessary</u> or covered by the Group Policy.
	§32-571	§44-301.01	Medical Necessity Cases (Grievance and Appeals Procedures)
✓	§35-2601	§31-3701	Medicare Supplement Insurance
✓		H.R. 2851	Michelle's Law (Federal Law)
✓	§35-1102 D.C. Law 15-353	§31-3801 & §7-875.01	*Newborn Health Insurance/Uniform Child Health Screening Requirements
	§32-573.1	§44-301 et seq. (2001 ed.)	Notification of Health care provider termination; continuance of coverage ( <i>applicable to HMOs only</i> )
✓	§35-221	§31-1601 & DC Law 17-0177	Prohibition of Discrimination in the Provision of Insurance on Basis of HIV/AIDS Test (Prohibition of Discrimination on the Basis of Gender Identity and Expression Amendment Act of 2008)
		§31-3131	Health Benefits Plans <b>Prompt Pay</b>
✓		§31-2951	Prostate Cancer Screening Insurance Act of 2002

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✓	§35-530	§31-4712 & §31-4724	<b>Psychologists or Optometrists</b> Access to psychologists or optometrists under group and individual health insurance policy
	§32-572.2	§44-302.01	Standing referrals to specialists ( <i>applicable to HMOs only</i> )
		<b>Bulletin 06-IB-004 8/29</b>	Supplemental Health Policies
		§31-2231.01	Unfair Insurance Trade Practices
✓		§31-3831	*Women's Rights Regarding Certain Health Insurance

✓ **Mandated Benefits**

\* **Extraterritorial Mandates**

Revised July 16, 2009