a. With all due diligence adopt by rule requirements for the general provision of coverage for benefits for routine well-baby care.

b. Adopt by rule the time period, as determined by the commissioner to be appropriate, for which well-baby care shall be provided.

c. Apply the requirement for coverage to all appropriate entities providing group or employee health care benefits under the jurisdiction of the commissioner.

2. In determining the requirements under subsection 1 the commissioner shall consider all of the following:

a. The costs versus corresponding benefits of such coverage.

b. Normally anticipated health problems and recommended routine preventive care.

c. Continuity of coverage for any congenital defects and birth abnormalties,* injuries, or illnesses arising within the well-baby coverage period.

Approved April 22, 1992

CHAPTER 1120

WORKERS' COMPENSATION DISPUTES REGARDING HEALTH SERVICE CHARGES

H.F. 2165

AN ACT relating to disputes regarding health service charges in workers' compensation cases.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 85.27, unnumbered paragraph 3, Code 1991, is amended to read as follows:

~~Charges~~ Notwithstanding section 85.26, subsection 4, charges believed to be excessive or unnecessary may be referred by the employer, insurance carrier, or health service provider to the industrial commissioner for determination, and the commissioner may~~, in connection therewith,~~ utilize the procedures provided in sections 86.38 and 86.39, or set by rule, and conduct such inquiry as the commissioner ~~shall deem~~ deems necessary. Any health service provider charges not in dispute shall be paid directly to the health service provider prior to utilization of procedures provided in sections 86.38 and 86.39 or set by rule. ~~Any institution or person~~ A health service provider rendering treatment to an employee whose injury is compensable under this section agrees to be bound by such charges as allowed by the industrial commissioner and shall not recover in law or equity any amount in excess of ~~that~~ charges set by the commissioner. When a dispute under chapter 85 regarding reasonableness of a fee for medical services arises between a health service provider and an employer or insurance carrier, the health service provider, employer, or insurance carrier shall not seek payment from the injured employee.

Approved April 22, 1992

*According to enrolled Act