

House Bill 697

By: Representatives Gardner of the 42<sup>nd</sup>, Post 3 and Ashe of the 42<sup>nd</sup>, Post 2

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 2 of Chapter 20A of Title 33 of the Official Code of Georgia Annotated,  
2 relating to patient's right to independent review, so as to include state employees in the  
3 definition of eligible enrollee to allow for the right to independent review of a medical  
4 decision; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 2 of Chapter 20A of Title 33 of the Official Code of Georgia Annotated, relating to  
8 patient's right to independent review, is amended by striking paragraph (1) of Code Section  
9 33-20A-31, relating to definitions, and inserting in its place the following:

10 "(1) 'Eligible enrollee' means a person who:

11 (A) Is an enrollee or an eligible dependent of an enrollee of a managed care plan, ~~or~~  
12 was an enrollee or an eligible dependent of an enrollee of such plan at the time of the  
13 request for treatment, or is an employee as defined in paragraph (2) of Code Section  
14 45-18-1; and

15 (B) Seeks a treatment which reasonably appears to be a covered service or benefit  
16 under the enrollee's evidence of coverage; provided, however, that this subparagraph  
17 shall not apply if the notice from a managed care plan of the outcome of the grievance  
18 procedure was that a treatment is experimental."

19 **SECTION 2.**

20 All laws and parts of laws in conflict with this Act are repealed.