



THE TRUSTED SOLUTION FOR DENTAL & VISION

Regulatory Updates August 2026

AGENDA

- ▶ Passed Bills
- ▶ To Watch

PASSED: NC SB 257 MEDICAID

- ▶ Passed 7/7/26
- ▶ Effective 7/1/26
- ▶ Raises Medicaid dental reimbursement rates from 35% to 46% of average dentist charges (will likely pull more NC dentists into Medicaid networks)

PASSED: OH SB 162 RECOUPMENT

- ▶ Commercial
- ▶ Passed 7/8/26
- ▶ Effective 10/7/26
- ▶ A payment made by a third-party payer to a provider shall be considered final **one year** (used to be 2 years) after payment is made (except in the case of fraud)
- ▶ In order to recover payment, a third-party payer shall inform the provider of its determination of overpayment, give the provider an opportunity to appeal, and shall not charge for the appeal
- ▶ If the provider fails to respond to notice within **60 days** (used to be 30 days), or their appeal is denied, the third-party payer may initiate recovery

PASSED: OH SB 162 RECOUPMENT

- ▶ The notice of overpayment determination shall include the following:
 - ▶ The full name of the beneficiary
 - ▶ The date/dates of service
 - ▶ Amount of overpayment
 - ▶ The claim number or other pertinent numbers
 - ▶ A detailed explanation of basis for the overpayment determination
 - ▶ The method in which payment was made, the date of payment, and the check number if applicable
 - ▶ That the provide may appeal if they respond within 60 days
 - ▶ The method by which recovery would be made
- ▶ The notice shall be in writing, but can be given electronically if the payer and provider agree upon an established electronic notification system

PASSED: MI SB 105

- ▶ Commercial
- ▶ Passed 7/29/26
- ▶ Effective immediately
 - ▶ A health plan that provides dental benefits shall provide one or more methods of payments or reimbursements that provide the dentist with 100% of the amount payable and does not impose a fee to access the payment (does not apply to fees imposed by the dentist's financial institution)
 - ▶ If the dentist opts out of a method of payment above, that decision remains in effect until the dentist opts back in or a new contract is executed

PASSED (PROVISIONAL): MD BULLETIN 26-20 CREDENTIALING

- ▶ Commercial
- ▶ Provisionally designates DataSpring, formerly CAQH, as the state's uniform online credentialing application
- ▶ Requires carriers to accept provider directory updates submitted through DataSpring or directly to the carrier beginning 9/1/26
- ▶ As of now, no changes needed, but once final workgroup is established, and this is no longer “provisional” we would need to only accept DataSpring (unless we submit a request to MD asking to allow use of DentalHub)
- ▶ May want to proactively approach states before they implement similar requirements

WATCH: NADP DRAFT PRIOR AUTHORIZATION POLICY POSITION

- ▶ NADP supports preserving the NCOIL distinction between dental prior auth and predetermination/pretreatment estimates
- ▶ NADP opposes applying medical-style prior auth laws to dental plans, redefining predeterminations as prior auths, or mandating API-based prior auth systems because these requirements would add cost/operational burden
- ▶ Requiring full prior authorization would introduce administrative lag between diagnosis and care, potentially worsening oral health conditions, increasing the complexity and cost of treatment, and discouraging patients from following through with recommended services.
- ▶ Legislation should expressly state that predeterminations/pretreatment estimates are not prior authorizations and should not require API implementation

▶ The Ensuring Kids Have Access to Medically Necessary Dental Care Act (S. 2382)

- ▶ Would prohibit annual and lifetime dollar limits and expand wraparound coverage in CHIP
- ▶ Re-introduced in 2026

▶ The Medicaid Dental Benefit Act (S. 2381)

- ▶ Would make adult dental coverage a mandatory Medicaid benefit
- ▶ Introduced 7/22/26

▶ The Medicare Dental Benefit Act (S. 2380)

- ▶ Would add routine, preventive, major, and emergency dental services to Medicare Part B
- ▶ Introduced July 2026