

BY: Finance Committee

AMENDMENTS TO HOUSE BILL NO. 868
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Assignment, Transfer, or Subcontract” and substitute “Participation”; in line 3, strike “Provider Contract” and substitute “Providers on Provider Panels - Workers’ Compensation Services”; strike beginning with “from” in line 4 down through “a” in line 11 and substitute “that uses a provider panel for health care services from requiring a health care provider, as a condition of participation or continuation on a provider panel for health care services, to also serve on a provider panel for workers’ compensation services; prohibiting a carrier from terminating, limiting, or otherwise impairing a contract or agreement with a health care provider or terminating or limiting a health care provider’s employment based on the health care provider’s election not to serve on a certain provider panel; requiring a carrier to include a certain disclosure in certain contracts or agreements; providing that this Act shall apply to certain contracts or agreements; providing that this Act may not be construed in a certain manner; and generally relating to the participation of”; in line 12, strike “provider contract by a” and substitute “providers on provider panels of”; and in the same line, strike “carrier” and substitute “carriers”.

AMENDMENT NO. 2

On page 2, strike beginning with “(I)” in line 16 down through “PARAGRAPH,” in line 17; in lines 18 and 19, strike “: 1.”; strike beginning with the semicolon in line 20 down through the opening bracket in line 25; strike beginning with the closing bracket in line 26 down through “OBTAINS” in line 28; and in lines 33 and 34, strike “: (I)”.

On pages 2 and 3, strike beginning with the semicolon in line 35 on page 2 down through “FUND” in line 4 on page 3.

On page 3, after line 4, insert:

“(C) (1) A CARRIER THAT USES A PROVIDER PANEL FOR HEALTH CARE

(Over)

SERVICES MAY NOT REQUIRE A HEALTH CARE PROVIDER, AS A CONDITION OF PARTICIPATION OR CONTINUATION ON THE CARRIER'S PROVIDER PANEL FOR HEALTH CARE SERVICES, TO ALSO SERVE ON A PROVIDER PANEL FOR WORKERS' COMPENSATION SERVICES.

(2) A CARRIER MAY NOT TERMINATE, LIMIT, OR OTHERWISE IMPAIR A CONTRACT OR AN AGREEMENT WITH A HEALTH CARE PROVIDER, OR TERMINATE OR LIMIT THE EMPLOYMENT OF A HEALTH CARE PROVIDER, BASED ON THE HEALTH CARE PROVIDER'S ELECTION NOT TO SERVE ON A PROVIDER PANEL FOR WORKERS' COMPENSATION SERVICES.

(3) A CARRIER SHALL INCLUDE IN A CONTRACT OR AN AGREEMENT WITH A HEALTH CARE PROVIDER A DISCLOSURE THAT INFORMS THE HEALTH CARE PROVIDER OF THE RIGHT TO ELECT NOT TO SERVE ON A PROVIDER PANEL FOR WORKERS' COMPENSATION SERVICES.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) This Act shall apply to contracts or agreements between health insurance carriers and health care providers that are executed on or after July 1, 2006.

(b) This Act may not be construed to authorize a health care provider to terminate, limit, or otherwise impair any contract or agreement with a health insurance carrier that was executed on or before June 30, 2006.”;

in line 5, strike “2.” and substitute “3.”; and in line 6, strike “October” and substitute “July”.