

SECOND REGULAR SESSION

# HOUSE BILL NO. 1880

## 94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SCHAAF.

Read 1st time January 28, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

4774L.01I

## AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to health insurance contracts.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 376, RSMo, is amended by adding thereto one new section, to be  
2 known as section 376.444, to read as follows:

**376.444. 1. As used in this section, the following terms shall mean:**

2 **(1) "Health carrier", the same meaning as such term is defined in section 376.1350;**

3 **(2) "Provider", a physician or other health care practitioner licensed, accredited,**  
4 **or certified by the state of Missouri to perform specified health services consistent with**  
5 **state law.**

6 **2. An agreement between a health carrier and a participating provider under this**  
7 **chapter or chapter 354, RSMo, shall not contain a provision that:**

8 **(1) Prohibits or grants the health carrier an option to prohibit the participating**  
9 **provider from contracting with another health carrier to accept lower payment for health**  
10 **care services than the payment specified in the agreement;**

11 **(2) Requires or grants the health carrier an option to require the participating**  
12 **provider to accept a lower payment from the health carrier if the participating provider**  
13 **agrees with another health carrier to accept lower payment for health care services;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14           **(3) Requires or grants the health carrier an option of termination or renegotiation**  
15 **of the agreement if the participating provider agrees with another health carrier to accept**  
16 **lower payment for health care services; or**

17           **(4) Requires the participating provider to disclose the participating provider's**  
18 **reimbursement rates under contracts with other health carriers.**

19           **3. Any contract provision that violates this section is void and unenforceable.**

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