

SECOND REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 1880**  
**94TH GENERAL ASSEMBLY**

---

Reported from the Special Committee on Healthcare Transformation February 27, 2008 with recommendation that House Committee Substitute for House Bill No. 1880 Do Pass. Referred to the Committee on Rules pursuant to Rule 25(21)(f).

D. ADAM CRUMBLISS, Chief Clerk

4774L.02C

---

**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", the same meaning as such term is defined in section 376.1350 and**  
4 **licensed pharmacies and home health agencies.**

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

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

10 **(2) Requires, or grants the health carrier an option to require, the participating**  
11 **provider to accept a lower payment from the health carrier if the participating provider**  
12 **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.

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

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

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

✓