

FIRST REGULAR SESSION

# HOUSE BILL NO. 935

102ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE SCHNELTING.

2072H.011

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to health care provider participation in health insurance plans.

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*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 376.1583, to read as follows:

**376.1583. 1. The provisions of this section shall be known and may be cited as  
2 the "Patients First Act".**

**3 2. The department of commerce and insurance shall implement and enforce the  
4 nondiscrimination protections in Section 2706 of the federal Public Health Service Act,  
5 42 U.S.C. Section 300gg, by ensuring that no group health plan or health insurance  
6 issuer offering group or individual health insurance coverage shall discriminate with  
7 respect to participation under the plan or coverage against any health care provider  
8 who is acting within the scope of that provider's license or certification under state law.**

**9 3. (1) A health benefit plan, as defined in section 376.1350, shall not discriminate  
10 against a health care provider based on the provider's licensure with respect to  
11 reimbursement or participation in any plan or insurance program.**

**12 (2) All health care providers shall be reimbursed at the same rate for the same  
13 service as long as such service is within the provider's scope of practice.**

**14 4. The department of commerce and insurance may promulgate all necessary  
15 rules and regulations for the administration of this section. Any rule or portion of a  
16 rule, as that term is defined in section 536.010, that is created under the authority  
17 delegated in this section shall become effective only if it complies with and is subject to**

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.

18 **all of the provisions of chapter 536 and, if applicable, section 536.028. This section and**  
19 **chapter 536 are nonseverable and if any of the powers vested with the general assembly**  
20 **pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul**  
21 **a rule are subsequently held unconstitutional, then the grant of rulemaking authority**  
22 **and any rule proposed or adopted after August 28, 2023, shall be invalid and void.**

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