

1-1 By: Oliverson, Price (Senate Sponsor - Hancock) H.B. No. 2002  
 1-2 (In the Senate - Received from the House May 5, 2023;  
 1-3 May 8, 2023, read first time and referred to Committee on Health &  
 1-4 Human Services; May 18, 2023, reported favorably by the following  
 1-5 vote: Yeas 8, Nays 0; May 18, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Kolkhorst	X			
1-8 Perry	X			
1-9 Blanco	X			
1-10 Hall	X			
1-11 Hancock	X			
1-12 Hughes			X	
1-13 LaMantia	X			
1-14 Miles	X			
1-15 Sparks	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to preferred provider benefit plan out-of-pocket expense  
 1-20 credits for payments made by an insured directly to a physician or  
 1-21 health care provider.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subchapter C-1, Chapter 1301, Insurance Code, is  
 1-24 amended by adding Section 1301.140 to read as follows:

1-25 Sec. 1301.140. OUT-OF-POCKET EXPENSE CREDIT. (a) An  
 1-26 insurer shall credit toward an insured's deductible and annual  
 1-27 maximum out-of-pocket expenses an amount the insured pays directly  
 1-28 to any physician or health care provider for a medically necessary  
 1-29 covered medical or health care service or supply if a claim for the  
 1-30 service or supply is not submitted to the insurer and the amount  
 1-31 paid by the insured to the physician or health care provider is less  
 1-32 than the average discounted rate for the service or supply paid to  
 1-33 an equivalently licensed or authorized preferred provider under the  
 1-34 insured's preferred provider benefit plan.

1-35 (b) An insurer shall:

1-36 (1) establish a procedure by which an insured may  
 1-37 claim a credit under Subsection (a); and

1-38 (2) identify documentation necessary to support a  
 1-39 claim for a credit under Subsection (a).

1-40 (c) Information about the procedure and documentation  
 1-41 described by Subsection (b) must be readily accessible to an  
 1-42 insured on the insurer's Internet website.

1-43 SECTION 2. Section 1301.140, Insurance Code, as added by  
 1-44 this Act, applies only to a preferred provider benefit plan that is  
 1-45 delivered, issued for delivery, or renewed on or after January 1,  
 1-46 2024.

1-47 SECTION 3. This Act takes effect September 1, 2023.

1-48 \* \* \* \* \*