

Amend the committee printing of CSSB 5 as follows:

(1) On page 92, line 29, through page 93, line 13, strike Section 1305.106 in its entirety and substitute the following:

"Sec. 1305.106. PAYMENT OF HEALTH CARE PROVIDER. (a) The commissioner shall adopt rules regarding the payment of claims by health care providers in workers' compensation health care networks.

(b) Rules adopted under this section shall as closely as possible follow those adopted for payment of claims by Health Maintenance Organizations pursuant to Subchapter J, Chapter 843, Insurance Code. Rules adopted under this section may vary from those adopted under Subchapter J, Chapter 843 to consider factors specific to the payment of claims in the workers' compensation system."

(2) On page 94, line 32, at the end of Subsection (e), insert the following: "Payment for medically necessary health care services provided prior to written notification of a compensability denial is not subject to denial, recoupment, or refund from a network provider based on compensability."

(3) On page 109, line 6, in SECTION 7.011, between "(a)" and "commissioner", strike "The" and substitute "Except as provided by Subsection (c), the".

(4) On page 109, between lines 16 and 17, in SECTION 7.011, insert a new Subsection (c) to read as follows:

"(c) The commissioner of insurance shall adopt rules to implement Section 1305.106, Insurance Code, as added by this Act, on or before January 1, 2007."