A BILL TO BE ENTITLED

AN ACT

relating to the confidentiality of certain information following
the completion of a review conducted by an independent review
organization.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 1305.355, Insurance Code, is amended by
adding Subsection (h) to read as follows:

(h) Notwithstanding Section 4202.009(a), Insurance Code,
following the completion of an independent review under Subsection
(a), on written request to the utilization review agent or
independent review organization, a party to the reviewed medical
dispute is entitled to the name and professional qualifications of
any doctor or other health care practitioner used to perform the
review.

SECTION 2. Section 4202.009, Insurance Code, is amended to
read as follows:

Sec. 4202.009. CONFIDENTIAL INFORMATION. (a) Except as
provided by Subsection (b), information that reveals
the identity of a physician or other individual health care
provider who makes a review determination for an independent review
organization is confidential.

(b) Following the completion of a review determination, on
written request to the utilization review agent or independent
review organization, a party that sought the independent review of
the adverse determination is entitled to the name and professional
qualifications of any physician or other individual health care
provider who made the review determination.

SECTION 3. The change in law made by this Act applies only
to a determination made by an independent review organization with
reference to a review that was requested on or after the effective
date of this Act. A determination made by an independent review
organization with reference to a review that was requested before
the effective date of this Act is governed by the law in effect
immediately before the effective date of this Act, and that law is
continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2013.