

By: Lucio III

H.B. No. 4018

A BILL TO BE ENTITLED

AN ACT

relating to mandatory meetings of the Advisory Committee on Uniform
Prior Authorization Forms.

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

Section 1. Subtitle A, Title 8, Chapter 1217, Section
1217.005, Insurance Code, is amended to read as follows:

Sec. 1217.005. ADVISORY COMMITTEE ON UNIFORM PRIOR
AUTHORIZATION FORMS. (a) The commissioner shall appoint a
committee to advise the commissioner on the technical, operational,
and practical aspects of developing the single, standard prior
authorization form required under Section 1217.004 for requesting
prior authorization of health care services, including:

(1) requirements for the health benefit plan issuer or
agent of the health benefit plan issuer to acknowledge receipt of
the standard form;

(2) timelines under which the health benefit plan
issuer or agent of the health benefit plan issuer must acknowledge
receipt of the standard form; and

(3) implications, including administrative penalties,
for the failure of a health benefit plan issuer or agent of a health
benefit plan issuer to:

(A) timely acknowledge receipt of the standard
form; or

(B) use or accept the form.

1 (b) The commissioner shall consult the advisory committee
2 with respect to any rule relating to a subject described by Section
3 [1217.004](#) before adopting the rule and ~~may~~ shall consult the
4 committee ~~as needed~~ on a quarterly basis with respect to a proposed
5 or subsequent amendment of an adopted rule.

6 (c) The advisory committee shall be composed of an equal
7 number of members from each of the following groups of
8 stakeholders:

- 9 (1) physicians;
- 10 (2) health care providers other than physicians;
- 11 (3) hospitals;
- 12 (4) representatives of health benefit plans; and
- 13 (5) Health and Human Services Commission
14 Representatives.

15 (d) A physician may not serve on the advisory committee as a
16 physician member under Subsection (c)(1) if the physician is or has
17 been employed by or consults or has consulted for an insurance
18 company.

19 (e) A member of the advisory committee serves without
20 compensation.

21 (f) Section [39.003](#)(a) of this code and Chapter 2110,
22 Government Code, do not apply to the advisory committee.

23 Added by Acts 2015, 84th Leg., R.S., Ch. 1198 (S.B. 1216), Sec. 1,
24 eff. September 1, 2015.