

Amend the proposed substitute by ___ to **CSSB 1264** (86R26267) as follows:

(1) In SECTION 2.03 of the substitute, immediately after added Section 1467.006(b), Insurance Code (page 26, between lines 3 and 4), insert the following:

(c) The benchmarking database may not take into account a rate paid under a governmental program, including the TRICARE military health system, Medicare, Medicaid, or any indigent health care program, but not including a health benefit plan for which arbitration is available under this chapter.

(2) In SECTION 2.05 of the substitute, immediately after added Section 1467.0505(b), Insurance Code (page 27, between lines 23 and 24), insert the following:

(c) The determination may not take into account a rate paid under a governmental program, including the TRICARE military health system, Medicare, Medicaid, or any indigent health care program, but not including a health benefit plan for which arbitration is available under this chapter.