

By: Bonnen of Galveston

H.B. No. 2367

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a prohibition on bids by certain insurance and health
3 benefit providers to administer or provide coverage under certain
4 group benefit plans for governmental employees.

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

6 SECTION 1. Subchapter E, Chapter 1551, Insurance Code, is
7 amended by adding Section 1551.2131 to read as follows:

8 Sec. 1551.2131. CERTAIN CARRIERS PROHIBITED FROM BIDDING.

9 A carrier is prohibited from submitting a bid under Section
10 1551.212 or 1551.213 for two competitive bidding cycles if the
11 board of trustees finds that the carrier has terminated a contract
12 with a physician or provider for the provision of services solely
13 because the physician or provider informed an enrollee in a health
14 benefit plan offered or administered by the carrier of the full
15 range of physicians and providers, including out-of-network
16 providers, available to the enrollee.

17 SECTION 2. Subchapter C, Chapter 1575, Insurance Code, is
18 amended by adding Section 1575.1061 to read as follows:

19 Sec. 1575.1061. CERTAIN HEALTH CARE PROVIDERS PROHIBITED
20 FROM BIDDING. A health care provider described by Section 1575.109
21 is prohibited from submitting a bid under Section 1575.106 for two
22 competitive bidding cycles if the trustee finds that the health
23 care provider has terminated a contract with a physician or
24 provider for the provision of services solely because the physician

1 or provider informed an enrollee in a health benefit plan offered or
2 administered by the health care provider of the full range of
3 physicians and providers, including out-of-network providers,
4 available to the enrollee.

5 SECTION 3. Subchapter B, Chapter 1579, Insurance Code, is
6 amended by adding Section 1579.0541 to read as follows:

7 Sec. 1579.0541. CERTAIN HEALTH CARE AND BENEFIT PROVIDERS
8 PROHIBITED FROM BIDDING. A health care or benefit provider is
9 prohibited from submitting a bid under Section 1579.054 for two
10 competitive bidding cycles if the trustee finds that the health
11 care or benefit provider has terminated a contract with a physician
12 or provider for the provision of services solely because the
13 physician or provider informed an enrollee in a health coverage
14 plan offered or administered by the health care or benefit provider
15 of the full range of physicians and providers, including
16 out-of-network providers, available to the enrollee.

17 SECTION 4. This Act takes effect September 1, 2019.