

AN ACT

relating to the examination by the commissioner of insurance of certain insurers' network quality and adequacy.

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

SECTION 1. Sections 1301.0056(a) and (d), Insurance Code, are amended to read as follows:

(a) The commissioner shall ~~[may]~~ examine an insurer to determine the quality and adequacy of a network used by a preferred provider benefit plan or an exclusive provider benefit plan offered by the insurer under this chapter. An insurer is subject to a qualifying examination of the insurer's preferred provider benefit plans and exclusive provider benefit plans and subsequent quality of care and network adequacy examinations by the commissioner at least once every three ~~[five]~~ years and whenever the commissioner considers an examination necessary. Documentation provided to the commissioner during an examination conducted under this section is confidential and is not subject to disclosure as public information under Chapter 552, Government Code.

(d) The department shall deposit an assessment collected under this section to the credit of the account described by Section 401.156(a) ~~[Texas Department of Insurance operating account]~~. Money deposited under this subsection shall be used to pay the salaries and expenses of examiners and all other expenses relating to the examination of insurers under this section.

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1 SECTION 2. This Act takes effect September 1, 2019.

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President of the Senate

Speaker of the House

I certify that H.B. No. 3911 was passed by the House on May 2, 2019, by the following vote: Yeas 119, Nays 16, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3911 was passed by the Senate on May 22, 2019, by the following vote: Yeas 30, Nays 1.

Secretary of the Senate

APPROVED: _____

Date

Governor