

By: Capriglione

H.B. No. 4330

A BILL TO BE ENTITLED

AN ACT

relating to disclosure requirements regarding a health care consultant's relationship with an insurance company or health care facility; providing a civil penalty.

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

SECTION 1. Subtitle C, Title 5, Local Government Code, is amended by adding Chapter 176A to read as follows:

CHAPTER 176A. REQUIRED DISCLOSURE OF CERTAIN RELATIONSHIPS BY HEALTH CARE CONSULTANTS TO PUBLIC ENTITIES

Sec. 176A.0001. DISCLOSURE REQUIRED. A person who provides consultation services to a public entity of this state regarding health care contracts and related matters shall disclose to the public entity:

(1) whether the person has an agreement with an insurance company or health care facility to receive a commission, bonus, profit share, or referral fee; and

(2) if applicable, the name of the insurance company or health care facility the person has an agreement with.

Sec. 176A.0002. CIVIL PENALTY. (a) A person who violates Section 176A.0001 is subject to a civil penalty in an amount up to \$5,000.

(b) The attorney general may sue to collect the civil penalty under this section. The attorney general may recover reasonable expenses incurred in obtaining relief under this

1 section, including court costs, reasonable attorney's fees,
2 investigation costs, witness fees, and deposition expenses.

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