

1-1 By: Menéndez S.B. No. 1742
 1-2 (In the Senate - Filed March 6, 2019; March 14, 2019, read
 1-3 first time and referred to Committee on Business & Commerce;
 1-4 April 16, 2019, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; April 16, 2019,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1742 By: Menéndez

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to physician and health care provider directories for
 1-22 certain health benefit plans.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section [1451.501](#), Insurance Code, is amended by
 1-25 amending Subdivision (1) and adding Subdivisions (1-a) and (1-b) to
 1-26 read as follows:

1-27 (1) "Facility" has the meaning assigned by Section
 1-28 [324.001](#), Health and Safety Code.

1-29 (1-a) "Facility-based physician" means a radiologist,
 1-30 anesthesiologist, pathologist, emergency department physician,
 1-31 neonatologist, or assistant surgeon:

1-32 (A) to whom a facility has granted clinical
 1-33 privileges; and

1-34 (B) who provides services to patients of the
 1-35 facility under those clinical privileges.

1-36 (1-b) "Health care provider" means a practitioner,
 1-37 institutional provider, or other person or organization that
 1-38 furnishes health care services and that is licensed or otherwise
 1-39 authorized to practice in this state. The term includes a
 1-40 pharmacist, pharmacy, hospital, nursing home, or other medical or
 1-41 health-related service facility that provides care for the sick or
 1-42 injured or other care. The term does not include a physician.

1-43 SECTION 2. Section [1451.504](#), Insurance Code, is amended by
 1-44 amending Subsection (b) and adding Subsections (c) and (d) to read
 1-45 as follows:

1-46 (b) The directory must include the name, street address,
 1-47 specialty, if any, and telephone number of each physician and
 1-48 health care provider described by Subsection (a) and indicate
 1-49 whether the physician or provider is accepting new patients.

1-50 (c) For each health care provider that is a facility
 1-51 included in the directory under this section, the directory must:

1-52 (1) list under the facility name separate headings for
 1-53 radiologists, anesthesiologists, pathologists, emergency
 1-54 department physicians, neonatologists, and assistant surgeons;

1-55 (2) list under each heading described by Subdivision
 1-56 (1) each facility-based physician described by Subsection (a)
 1-57 practicing in the specialty corresponding with that heading that is
 1-58 a preferred provider, exclusive provider, or network physician;

1-59 (3) for the facility and each facility-based physician
 1-60 described by Subdivision (2), clearly indicate each health benefit

2-1 plan issued by the issuer that may provide coverage for the services
2-2 provided by that facility or physician; and

2-3 (4) include the facility in a listing of all
2-4 facilities included in the directory indicating:

2-5 (A) the name of the facility;

2-6 (B) the municipality in which the facility is
2-7 located or county in which the facility is located if the facility
2-8 is in the unincorporated area of the county;

2-9 (C) for each specialty of facility-based
2-10 physician practicing at the facility, the name, street address, and
2-11 telephone number of any facility-based physician that is a
2-12 preferred provider, exclusive provider, or network physician or of
2-13 the physician group in which the facility-based physician
2-14 practices;

2-15 (D) each health benefit plan issued by the issuer
2-16 that may provide coverage for the services provided by the
2-17 facility; and

2-18 (E) each health benefit plan issued by the issuer
2-19 that may provide coverage for the services provided by each
2-20 facility-based physician group.

2-21 (d) The directory must list a facility-based physician
2-22 individually and, if the physician belongs to a physician group, as
2-23 part of the physician group.

2-24 SECTION 3. Section 1451.505(c), Insurance Code, is amended
2-25 to read as follows:

2-26 (c) The directory must be:

2-27 (1) electronically searchable by physician or health
2-28 care provider name, specialty, if any, facility, and location; and

2-29 (2) publicly accessible without necessity of
2-30 providing a password, a user name, or personally identifiable
2-31 information.

2-32 SECTION 4. A health benefit plan issuer shall update the
2-33 issuer's website to conform with Subchapter K, Chapter 1451,
2-34 Insurance Code, as amended by this Act, not later than January 1,
2-35 2020.

2-36 SECTION 5. This Act takes effect September 1, 2019.

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