

By: Shaheen

H.B. No. 1427

Substitute the following for H.B. No. 1427:

By: Paddie

C.S.H.B. No. 1427

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the disclosure of negotiated rates requested by members
3 of the legislature from certain health care vendors that contract
4 with this state.

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

6 SECTION 1. Subchapter [Z](#), Chapter [2252](#), Government Code, is
7 amended by adding Section 2252.909 to read as follows:

8 Sec. 2252.909. LEGISLATIVE REQUEST FOR NEGOTIATED RATES
9 UNDER CERTAIN HEALTH BENEFIT CONTRACTS. (a) In this
10 section, "health care vendor" means:

11 (1) a health benefit plan issuer that contracts with
12 this state for the administration of health benefits; and

13 (2) a managed care organization that contracts with
14 the Health and Human Services Commission to administer health
15 benefits for Medicaid recipients through a managed care plan.

16 (b) This section applies only to a health care vendor that
17 contracts with this state, including with an agency of this state,
18 to administer health benefits under:

19 (1) a basic coverage plan under Chapter [1551](#),
20 Insurance Code;

21 (2) a basic plan under Chapter [1575](#), Insurance Code;

22 (3) a primary care coverage plan under Chapter [1579](#),
23 Insurance Code;

24 (4) a plan providing basic coverage under Chapter

1 1601, Insurance Code; or

2 (5) the state Medicaid program, including the Medicaid
3 managed care program operated under Chapter 533.

4 (c) A member of the legislature may request from a health
5 care vendor information regarding any negotiated rate included in a
6 contract between the vendor and this state for the administration
7 of health benefits.

8 (d) On receipt of a written request for information under
9 Subsection (c), the health care vendor shall provide the requested
10 information to the member of the legislature who submitted the
11 request.

12 (e) A health care vendor, by providing information under
13 this section that is confidential or otherwise excepted from
14 required disclosure under law, does not waive or affect the
15 confidentiality of the information for purposes of state or federal
16 law or waive the right to assert exceptions to required disclosure
17 of the information in the future.

18 (f) A member of the legislature or legislative staff who
19 receives information from a health care vendor under this section
20 may not disclose that information to any person who does not have a
21 right to access that information under this section.

22 SECTION 2. Section 2252.909, Government Code, as added by
23 this Act, applies only to a health care vendor that enters into or
24 renews a contract with the State of Texas on or after the effective
25 date of this Act.

26 SECTION 3. This Act takes effect September 1, 2021.