

By: Smithee, Johnson of Dallas

H.B. No. 1902

A BILL TO BE ENTITLED

AN ACT

relating to disclosure requirements for health care provider directories maintained by certain health benefit plan issuers.

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

SECTION 1. Section 1451.501(1-a), Insurance Code, is amended to read as follows:

(1-a) "Facility-based physician or provider" means a physician or health care provider [~~radiologist, anesthesiologist, pathologist, emergency department physician, neonatologist, or assistant surgeon~~]:

(A) to whom a facility has granted clinical privileges; and

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

SECTION 2. Sections 1451.504(c) and (d), Insurance Code, are amended to read as follows:

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

(1) list under the facility name separate headings for specialties, including radiologists, anesthesiologists, nurse anesthetists, pathologists, emergency department physicians, neonatologists, nurse midwives, surgical assistants, physical therapists, occupational therapists, speech-language pathologists, and any other specialty identified by commissioner

1 rule [~~and assistant surgeons~~];

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

7           (3) for the facility and each facility-based physician  
8 or provider described by Subdivision (2), clearly indicate each  
9 health benefit plan issued by the issuer that may provide coverage  
10 for the services provided by that facility or facility-based  
11 physician or provider; and

12           (4) include the facility in a listing of all  
13 facilities included in the directory indicating:

14                   (A) the name of the facility;

15                   (B) the municipality in which the facility is  
16 located or county in which the facility is located if the facility  
17 is in the unincorporated area of the county;

18                   (C) for each specialty of facility-based  
19 physician or provider practicing at the facility, the name, street  
20 address, and telephone number of any facility-based physician or  
21 provider that is a preferred provider, exclusive provider, or  
22 network physician or provider or of the physician or provider group  
23 in which the facility-based physician or provider practices;

24                   (D) each health benefit plan issued by the issuer  
25 that may provide coverage for the services provided by the  
26 facility; and

27                   (E) each health benefit plan issued by the issuer

1 that may provide coverage for the services provided by each  
2 facility-based physician or provider group.

3 (d) The directory must list a facility-based physician or  
4 provider individually and, if the physician or provider belongs to  
5 a physician or provider group, as part of the physician or provider  
6 group.

7 SECTION 3. A health benefit plan issuer shall update the  
8 issuer's physician and health care provider directory and Internet  
9 website to conform with Subchapter [K](#), Chapter [1451](#), Insurance Code,  
10 as amended by this Act, not later than January 1, 2024.

11 SECTION 4. This Act takes effect September 1, 2023.