

SECOND REGULAR SESSION

SENATE BILL NO. 716

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHAAF.

Read 1st time January 30, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

5615S.011

AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to health insurance.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 376, RSMo, is amended by adding thereto one new section, to be known as section 376.444, to read as follows:

376.444. 1. As used in this section, the following terms shall mean:

(1) "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

(2) "Provider", shall have the same meaning ascribed to it as in section 376.1350 and shall include licensed pharmacies and home health agencies.

2. An agreement between a health carrier and a participating provider under this chapter or chapter 354 shall not contain a provision that:

(1) Prohibits, or grants the health carrier an option to prohibit, the participating provider from contracting with another health carrier to provide health care services at a lower price than the payment specified in the agreement;

(2) Requires, or grants the health carrier an option to require, the participating provider to accept a lower payment from the health carrier if the participating provider agrees to provide health care services to another health carrier at a lower price;

(3) Requires, or grants the health carrier an option to require, termination or renegotiation of the existing agreement in the event the participating provider agrees to provide health care services to any

22 other health carrier at a lower price; or

23 (4) Requires the participating provider to disclose the
24 participating provider's contractual reimbursement rates with other
25 health carriers.

26 3. Any contract provision that violates any provision of this
27 section shall be void and unenforceable.

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