

SECOND REGULAR SESSION

# HOUSE BILL NO. 2757

## 101ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE GREGORY (51).

5438H.011

DANA RADEMAN MILLER, Chief Clerk

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### AN ACT

To repeal sections 376.427 and 376.1575, RSMo, and to enact in lieu thereof two new sections relating to athletic trainers.

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

- Section A. Sections 376.427 and 376.1575, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 376.427 and 376.1575, to read as follows:
- 376.427. 1. As used in this section, the following terms mean:
- (1) "Health benefit plan", as such term is defined in section 376.1350;
  - (2) "Health care services", medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;
  - (3) "Health carrier" or "carrier", as such term is defined in section 376.1350;
  - (4) "Insured", any person entitled to benefits under a contract of accident and sickness insurance, or medical-payment insurance issued as a supplement to liability insurance but not including any other coverages contained in a liability or a workers' compensation policy, issued by an insurer;
  - (5) "Insurer", any person, reciprocal exchange, interinsurer, fraternal benefit society, health services corporation, self-insured group arrangement to the extent not prohibited by federal law, or any other legal entity engaged in the business of insurance;
  - (6) "Provider", a physician, hospital, dentist, podiatrist, chiropractor, **athletic trainer**, pharmacy, licensed ambulance service, or optometrist, licensed by this state.
2. Upon receipt of an assignment of benefits made by the insured to a provider, the insurer shall issue the instrument of payment for a claim for payment for health care services

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 in the name of the provider. All claims shall be paid within thirty days of the receipt by the  
18 insurer of all documents reasonably needed to determine the claim.

19 3. Nothing in this section shall preclude an insurer from voluntarily issuing an  
20 instrument of payment in the single name of the provider.

21 4. Except as provided in subsection 5 of this section, this section shall not require any  
22 insurer, health services corporation, health maintenance corporation or preferred provider  
23 organization which directly contracts with certain members of a class of providers for the  
24 delivery of health care services to issue payment as provided pursuant to this section to those  
25 members of the class which do not have a contract with the insurer.

26 5. When a patient's health benefit plan does not include or require payment to out-of-  
27 network providers for all or most covered services, which would otherwise be covered if the  
28 patient received such services from a provider in the carrier's network, including but not  
29 limited to health maintenance organization plans, as such term is defined in section 354.400,  
30 or a health benefit plan offered by a carrier consistent with subdivision (19) of section  
31 376.426, payment for all services shall be made directly to the providers when the health  
32 carrier has authorized such services to be received from a provider outside the carrier's  
33 network.

376.1575. As used in sections 376.1575 to ~~[376.1580]~~ **376.1578**, the following terms  
2 shall mean:

3 (1) "Completed application", a practitioner's application to a health carrier that seeks  
4 the health carrier's authorization for the practitioner to provide patient care services as a  
5 member of the health carrier's network and does not omit any information which is clearly  
6 required by the application form and the accompanying instructions;

7 (2) "Credentialing", a health carrier's process of assessing and validating the  
8 qualifications of a practitioner to provide patient care services and act as a member of the  
9 health carrier's provider network;

10 (3) "Health carrier", the same meaning as such term is defined in section 376.1350;

11 (4) "Practitioner":

12 (a) A physician ~~[ø]~~, physician assistant, **or athletic trainer** eligible to provide  
13 treatment services under chapter 334;

14 (b) A pharmacist eligible to provide services under chapter 338;

15 (c) A dentist eligible to provide services under chapter 332;

16 (d) A chiropractor eligible to provide services under chapter 331;

17 (e) An optometrist eligible to provide services under chapter 336;

18 (f) A podiatrist eligible to provide services under chapter 330;

19 (g) A psychologist or licensed clinical social worker eligible to provide services  
20 under chapter 337; or

21 (h) An advanced practice nurse eligible to provide services under chapter 335.

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