



# SENATE BILL 46: Medical Billing Transparency.

2023-2024 General Assembly

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<b>Committee:</b>	Senate Rules and Operations of the Senate	<b>Date:</b>	February 16, 2023
<b>Introduced by:</b>	Sens. Krawiec, Burgin, Corbin	<b>Prepared by:</b>	Jason Moran-Bates Staff Attorney
<b>Analysis of:</b>	First Edition		

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**OVERVIEW:** *Senate Bill 46 would require healthcare facilities to notify patients of any healthcare providers at the facility who may not be in the patients' insurance network.*

**BILL ANALYSIS:** Under Senate Bill 46, insurers' contracts with in-network healthcare facilities would have to include a term requiring those facilities to notify patients if some services might be provided by out-of-network providers. The notification would have to be given at least 72 hours prior to the appointment for appointments made at least that far in advance, on the day of the appointment for appointments made less than 72 hours in advance, and as soon as reasonably possible for emergency care. The notification would have to include all the out-of-network providers who will be involved in the patient's care and the approximate cost to the insured for that care.

"Health care provider" would be defined to include anyone licensed under Chapter 90 to provide anesthesia, emergency, pathology, or radiology healthcare services. "Health services facility" would be defined to include a hospital; long-term care hospital; psychiatric facility; rehabilitation facility; nursing home facility; adult care home; kidney disease treatment center, including freestanding hemodialysis units; intermediate care facility for individuals with intellectual disabilities; home health agency office; chemical dependency treatment facility; diagnostic center; hospice office, hospice inpatient facility, hospice residential care facility; and ambulatory surgical facility.

If any provisions of the bill conflict with the federal No Surprises Act (Pub. L. No. 116-260, 134 Stat. 1182, Division BB, § 109), then the provisions of the federal act would be applied.

**EFFECTIVE DATE:** The bill would be effective October 1, 2023, and apply to contracts entered into on or after that date.

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