2023 -- S 0796

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

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A N   A C T

RELATING TO INSURANCE – CONTRACT WITH HEALTHCARE PROVIDERS

Introduced By: Senators Ujifusa, Miller, DiMario, Murray, Lauria, Bell, Mack, Acosta, Quezada, and Tikoian

Date Introduced: March 23, 2023

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1   SECTION 1. Section 27-20.9-3 of the General Laws in Chapter 27-20.9 entitled "Contract

2   with Health Care Providers" is hereby amended to read as follows:

3   **27-20.9-3. Pay-for-performance guidelines.**

4   A health insurer shall not require a physician, as a condition of contracting, to participate

5   in any financial or reimbursement incentive program, commonly referred to as ~~pay for~~

6   ~~performance programs unless such program meets the principles and guidelines for pay for~~

7   ~~performance programs endorsed by the national quality forum and adopted by the AQA Alliance~~

8   ~~or the hospital quality alliance, or similar principles and guidelines for pay for performance~~

9   ~~programs approved by the office of the health insurance commissioner~~ "capitation," or any other

10 "alternative payment model" that creates a financial incentive for a physician to limit medically

11 necessary care or to choose to keep low need patients or not to keep high need patients.

12   SECTION 2. This act shall take effect upon passage.

EXPLANATION

BY THE LEGISLATIVE COUNCIL

OF

A N   A C T

RELATING TO INSURANCE – CONTRACT WITH HEALTHCARE PROVIDERS

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1   This act would amend the current law so that a health insurer would not require a physician,

2   as a condition of contracting, to participate in any financial or reimbursement incentive program,

3   commonly referred to as "capitation," or any other "alternative payment model" that creates a

4   financial incentive for a physician to limit medically necessary care or to choose to keep low need

5   patients or not to keep high need patients.

6   This act would take effect upon passage.

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