

By Mr. Bertonazzi, a petition (accompanied by bill, Senate, No. 632) of Louis P. Bertonazzi for legislation relative to flexible preferred health care provider arrangements. Insurance.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Ninety-Two.

AN ACT RELATIVE TO FLEXIBLE PREFERRED PROVIDER ARRANGEMENTS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 3 of said chapter 176I is hereby amended  
2 by striking out clause (a), and inserting in place thereof, the  
3 following: —

4 (a) Benefit levels for health care services rendered by  
5 nonpreferred providers shall be as set forth in the health benefit  
6 plan.

1 SECTION 2. Said chapter 176I is further amended by striking  
2 out section 9 thereof, and inserting in its place, the following: —

3 Section 9. An organization which offers or administers a  
4 health benefit plan under a preferred provider arrangement shall  
5 be subject to the provisions of its enabling, or licensing statute  
6 and of any other provisions of the General Laws applicable  
7 thereto, including but not limited to any benefits required by law.  
8 Notwithstanding the foregoing, healthcare provider contracts and  
9 health benefit plans entered into or offered by any such  
10 organization under the provisions of this chapter shall be  
11 governed solely by the provisions of this chapter and shall not  
12 be subject to rate regulation provisions of any other general or  
13 special law. In connection with any preferred provider  
14 arrangement and activities, an organization shall be considered  
15 to be an insurance company for the purposes of sections one

16 hundred and ninety-three C, one hundred and ninety-three D,  
 17 one hundred and ninety-three L, one hundred and ninety-  
 18 three M, and one hundred and ninety-three N of chapter one  
 19 hundred and seventy-five.