

AMENDMENT NO. _____ Calendar No. _____

Purpose: To ensure the application of State laws that prohibit health plans from discriminating against a health care provider on the basis of licensure or certification.

IN THE SENATE OF THE UNITED STATES—109th Cong., 2d Sess.

S. 1955

To amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace.

Referred to the Committee on _____
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____.** **PROHIBITION ON DISCRIMINATION AGAINST**
3 **HEALTH CARE PROVIDERS.**

4 Notwithstanding any other provision of this Act (or
5 an amendment made by this Act), a health insurance
6 issuer to which this Act (or amendment) applies shall com-
7 ply with applicable State laws that prohibit discrimination

1 with respect to participation, reimbursement, or indem-
2 nification under a health plan or other health insurance
3 coverage against any health care provider who is acting
4 within the scope of that provider's license or certification
5 under applicable State law.