

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: H4/16/03*

# A Bill

HOUSE BILL 1310

5 By: Representative Lendall  
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## For An Act To Be Entitled

9 AN ACT TO PROHIBIT HEALTH MAINTENANCE  
10 ORGANIZATIONS FROM PLACING CERTAIN CONDITIONS ON  
11 CONTRACTS OR ON PHYSICIAN'S COMMUNICATIONS WITH  
12 PATIENTS; AND FOR OTHER PURPOSES.  
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### Subtitle

15 AN ACT TO PROHIBIT HEALTH MAINTENANCE  
16 ORGANIZATIONS FROM PLACING CERTAIN  
17 CONDITIONS ON CONTRACTS OR ON  
18 PHYSICIAN'S COMMUNICATIONS WITH  
19 PATIENTS.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code Title 23, Chapter 76 is amended to add an  
25 additional section to read as follows:

26 23-76-132.

27 (a) A health maintenance organization may not, as a condition of a  
28 contract with a physician, dentist, or provider, or in any other manner,  
29 prohibit, attempt to prohibit, or discourage a physician, dentist, or  
30 provider from discussing with or communicating in good faith to a current,  
31 prospective, or former patient, or a party designated by a patient, with  
32 respect to:

33 (1) Information or opinions regarding the patient's health care,  
34 including the patient's medical condition or treatment options;

35 (2) Information or opinions regarding the provisions, terms,  
36 requirements, or services of the health care plan as they relate to the



1 medical needs of the patient; or

2 (3) The fact that the physician's, dentist's, or provider's  
3 contract with the health care plan has terminated or that the physician,  
4 dentist, or provider will otherwise no longer be providing medical care,  
5 dental care, or health care services under the health care plan.

6 (b) A health maintenance organization may not in any way penalize,  
7 terminate, or refuse to compensate for covered services, a physician,  
8 dentist, or provider for communicating with a current, prospective, or former  
9 patient, or a party designated by a patient, in any manner protected by this  
10 section.

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12 */s/ Lendall*  
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