

Amendment No. 2 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Insurance offered the following:

Amendment

On page 6, line 18, through page 7 line 2
remove: all of said lines

and insert: deficiency reserves. If a health maintenance organization, through a health care contract, transfers to any entity the obligation to pay any provider for any claim arising from services provided to or for the benefit of any subscriber, the liabilities of the health maintenance organization under this section shall include the amount of those losses and claims to the extent that the provider has not received payment. No liability need be established if the entity has provided to the health maintenance organization a financial instrument acceptable to the department securing the obligations under the contract, or the health maintenance organization has in place an escrow or withhold agreement approved by the department which assures full payment of those claims. For purposes of this paragraph, the word "entity" does not include this state, the United States, or an agency

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1 thereof or an insurer or health maintenance organization
2 authorized in this state.
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