

2020 -- H 7774

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LC004960
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY
JANUARY SESSION, A.D. 2020

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A N A C T
RELATING TO INSURANCE

Introduced By: Representatives Kennedy, Corvese, Azzinaro, Johnston, and Casey

Date Introduced: February 26, 2020

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 27-18 of the General Laws entitled "Accident and Sickness Insurance
2 Policies" is hereby amended by adding thereto the following section:

3 **27-18-85. Third-party access to provider network.**

4 (a) No contract between a dentist and a health insurance carrier for the provision of
5 services to subscribers shall grant to a third party access to a provider network contract, a provider's
6 dental services or contractual discounts, or both unless the contract allows the participating dentist
7 to choose to or not to participate in third-party access.

8 (b) "Third party" as used herein means any organization, qualified entity, affiliate entity,
9 or an entity operating under common control with or under the same brand licensee program as the
10 contracting entity, or that operates under or enters into a contract with a contracting entity or with
11 another third-party to gain access to a provider network contract.

12 SECTION 2. Chapter 27-19 of the General Laws entitled "Nonprofit Hospital Service
13 Corporations" is hereby amended by adding thereto the following section:

14 **27-19-77. Third-party access to provider network.**

15 (a) No contract between a dentist and a nonprofit hospital service corporation for the
16 provision of services to subscribers shall grant to a third party access to a provider network contract,
17 a provider's dental services or contractual discounts, or both unless the contract allows the
18 participating dentist to choose to or not to participate in third-party access.

19 (b) "Third party" as used herein means any organization, qualified entity, affiliate entity,

1 or an entity operating under common control with or under the same brand licensee program as the
2 contracting entity, or that operates under or enters into a contract with a contracting entity or with
3 another third-party to gain access to a provider network contract.

4 SECTION 3. Chapter 27-20 of the General Laws entitled "Nonprofit Medical Service
5 Corporations" is hereby amended by adding thereto the following section:

6 **27-20-73. Third-party access to provider network.**

7 (a) No contract between a dentist and a nonprofit medical service corporation for the
8 provision of services to subscribers shall grant to a third-party access to a provider network contract,
9 a provider's dental services or contractual discounts, or both unless the contract allows the
10 participating dentist to choose to or not to participate in third party access.

11 (b) "Third party" as used herein means any organization, qualified entity, affiliate entity,
12 or an entity operating under common control with or under the same brand licensee program as the
13 contracting entity, or that operates under or enters into a contract with a contracting entity or with
14 another third-party to gain access to a provider network contract.

15 SECTION 4. Chapter 27-41 of the General Laws entitled "Health Maintenance
16 Organizations" is hereby amended by adding thereto the following section:

17 **27-41-90. Third-party access to provider network.**

18 (a) No contract between a dentist and a health maintenance organization for the provision
19 of services to subscribers shall grant to a third-party access to a provider network contract, a
20 provider's dental services or contractual discounts, or both unless the contract allows the
21 participating dentist to choose to or not to participate in third party access.

22 (b) "Third party" as used herein means any organization, qualified entity, affiliate entity,
23 or an entity operating under common control with or under the same brand licensee program as the
24 contracting entity, or that operates under or enters into a contract with a contracting entity or with
25 another third-party to gain access to a provider network contract.

26 SECTION 5. Chapter 27-20.1 of the General Laws entitled "Nonprofit Dental Service
27 Corporations" is hereby amended by adding thereto the following section:

28 **27-20.1-23. Third-party access to provider network.**

29 (a) No contract between a dentist and a nonprofit dental service corporation for the
30 provision of services to subscribers shall grant to a third-party access to a provider network contract,
31 a provider's dental services or contractual discounts, or both unless the contract allows the
32 participating dentist to choose to or not to participate in third party access.

33 (b) "Third party" as used herein means any organization, qualified entity, affiliate entity,
34 or an entity operating under common control with or under the same brand licensee program as the

1 [contracting entity, or that operates under or enters into a contract with a contracting entity or with](#)
2 [another third-party to gain access to a provider network contract.](#)

3 SECTION 6. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO INSURANCE

1 This act would provide that participating dentists have the right to not participate in third-
2 party benefit agreements between nonprofit dental service corporations and outside dental benefit
3 plans.

4 This act would take effect upon passage.

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