

PCB HIS 15-02

ORIGINAL

YEAR

27 (b) "Primary care provider" means a health care provider
 28 licensed under chapter 458, chapter 459, or chapter 464 who
 29 provides medical services to patients which are commonly
 30 provided without referral from another health care provider.

31 (c) "Primary care service" means the screening,
 32 assessment, diagnosis, and treatment of a patient for the
 33 purpose of promoting health or detecting and managing disease or
 34 injury within the competency and training of the primary care
 35 provider.

36 (2) A direct primary care agreement is not insurance and
 37 is not subject to this code. The act of entering into a direct
 38 primary care agreement is not the business of insurance and is
 39 not subject to this code.

40 (3) A primary care provider or an agent of a primary care
 41 provider is not required to obtain a certificate of authority or
 42 license under this code to market, sell, or offer to sell a
 43 direct primary care agreement.

44 (4) For the purposes of this section, a direct primary
 45 care agreement must:

46 (a) Be in writing;

47 (b) Be signed by the primary care provider or an agent of
 48 the primary care provider and the patient or the patient's legal
 49 representative;

50 (c) Allow either party to terminate the agreement by
 51 written notice to the other party followed by a waiting period;

52 (d) Describe the scope of primary care services that are

PCB HIS 15-02

ORIGINAL

YEAR

53 covered by the monthly fee;

54 (e) Specify the monthly fee and any fees for primary care
55 services not covered by the monthly fee;

56 (f) Specify the duration of the agreement and any
57 automatic renewal provisions;

58 (g) Provide for the refund to the patient of monthly fees
59 paid in advance if the primary care provider ceases to offer
60 primary care services for any reason; and

61 (h) State that the agreement is not health insurance.

62 Section 2. This act shall take effect July 1, 2015.