



General Assembly

February Session, 2024

Raised Bill No. 5463

LCO No. 2426



Referred to Committee on INSURANCE AND REAL ESTATE

Introduced by:
(INS)

AN ACT CONCERNING MAINTENANCE OF CERTIFICATION PROGRAMS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective January 1, 2025*) (a) For purposes of this
2 section:

3 (1) "Health care provider" has the same meaning as provided in
4 section 38a-477aa of the general statutes;

5 (2) "Maintenance of certification" means any process requiring
6 periodic recertification examinations or other professional development
7 activities to maintain specialty certification;

8 (3) "Professional liability insurance" has the same meaning as
9 provided in section 38a-393 of the general statutes; and

10 (4) "Specialty certification" means any certification by a medical
11 board that specializes in one area of medicine and has requirements in
12 addition to licensing requirements in this state.

13 (b) No insurer, health care center, hospital service corporation,

14 medical service corporation, fraternal benefit society or other entity that
15 delivers, issues for delivery, renews, amends or continues an individual
16 or group health insurance policy providing coverage of the type
17 specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 of
18 the general statutes in this state on or after January 1, 2025, shall (1) deny
19 reimbursement to such health care provider, or prevent any health care
20 provider from participating in any provider network based solely on
21 such health care provider's decision not to maintain a specialty
22 certification through any maintenance of certification program, or (2)
23 require any health care provider to maintain a specialty certification
24 through a maintenance of certification program as a prerequisite for
25 obtaining professional liability insurance or other indemnity against
26 liability for professional malpractice in accordance with section 20-11b
27 of the general statutes, provided that such health care provider does not
28 hold such health care provider out to be a specialist under such specialty
29 certification.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2025</i>	New section

Statement of Purpose:

To prohibit insurers from requiring health care provider participation in a maintenance of certification program as a prerequisite for (1) obtaining reimbursement from such insurer, (2) participating in such insurer's provider network, or (3) obtaining professional liability insurance coverage from such insurer.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]