

Amend CSSB 5, in SECTION 4.02, by striking Sec. 1305.105 (page 92, lines 14-28), and substituting the following:

Sec. 1305.105. TREATMENT BY A PRIMARY CARE PROVIDER UNDER CHAPTERS 843 AND 1301, INSURANCE CODE. (a) Notwithstanding any other provision of this chapter, an injured employee required to receive health care services within a network may select as the employee's treating doctor a doctor who the employee selected, prior to injury, as the employee's primary care provider under Chapter 843.

(b) A doctor serving as an employee's treating doctor under Subsection (a) must agree to abide by the terms of the network's contract and comply with the provisions of this subchapter and Subchapters D and E. Services provided by such a doctor are subject to Subchapters F and G.

(c) Notwithstanding any other provision of this chapter, an injured employee required to receive health care services within a network may select as the employee's treating doctor a doctor with whom the employee has a demonstrated, pre-existing treating relationship under Chapter 1301, Insurance Code, provided;

(1) The doctor is a member of the preferred provider panel pursuant to the terms of the employee's group health insurance plan; and

(2) The doctor agrees to be bound by the contractual terms of the network governing payment schedules, treatment guidelines, quality control and dispute resolution procedures and termination of the contractual relationship.

(d) Any change of doctor requested by an employee being treated by a doctor under Subsection (a) or (b) must be to a network doctor and is subject to the requirements of this chapter.