

WITHDRAWN

Senators Hill of the 32nd, Gooch of the 51st, Albers of the 56th, Hill of the 6th and Heath of the 31st offer the following amendment:

1 *Amend the substitute to SB 302 by inserting after "To" on line 1 the following:*

2 amend Chapter 7 of Title 33 of the Official Code of Georgia Annotated, relating to kinds of
3 insurance, limits of risks, and reinsurance, so as to provide definitions; to provide that
4 physician agreements are not insurance; to exempt such agreements from regulation as
5 insurance; to provide for discontinuance of services under certain circumstances; to

6 *By inserting after "BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:"*
7 *the following:*

8 **SECTION .5.**

9 Chapter 7 of Title 33 of the Official Code of Georgia Annotated, relating to kinds of
10 insurance, limits of risks, and reinsurance, is amended by adding a new Code section to read
11 as follows:

12 "33-7-2.1.

13 (a) As used in this Code section, the term:

14 (1) 'Physician' means a person licensed to practice medicine pursuant to Article 2 of
15 Chapter 34 of Title 43.

16 (2) 'Physician agreement' means a written contract between a physician and an individual
17 patient or his or her legal representative in which the physician or the physician's medical
18 practice agrees to provide a defined scope of health care services to the individual patient
19 for an agreed-upon fee and period of time.

20 (3) 'Physician practice' means a physician or physician's medical practice that charges
21 a periodic fee for services and does not bill any third parties on a fee for service basis.

22 (b) A physician agreement is not insurance, shall not be deemed an insurance arrangement
23 nor agreement, and is not subject to state insurance laws so long as the direct financial
24 relationship with a patient does not exceed a fee of \$6,000.00 annually and may be
25 terminated with 30 days written notice.

26 (c) A physician offering, marketing, selling, or entering into a physician agreement shall
27 not be required to obtain a certificate of authority or license other than to maintain a current
28 license to practice medicine with the State of Georgia.

29 (d) A physician providing health care services under a physician agreement may decline
30 to accept a patient."