1 **"SEC. 2730. CONTINUITY OF CARE.**

2 "(a) ENSURING CONTINUITY OF CARE WITH RE-
3 SPECT TO TERMINATIONS OF CERTAIN CONTRACTUAL
4 RELATIONSHIPS RESULTING IN CHANGES IN PROVIDER
5 NETWORK STATUS.—

6 "(1) IN GENERAL.—In the case of an individual
7 with benefits under a group health plan or group or
8 individual health insurance coverage offered by a
9 health insurance issuer and with respect to a health
10 care provider or facility that has a contractual rela-
11 tionship with such plan or such issuer (as applica-
12 ble) for furnishing items and services under such
13 plan or such coverage, if, while such individual is a
14 continuing care patient (as defined in subsection (b))
15 with respect to such provider or facility—

16 "(A) such contractual relationship is termi-
17 nated (as defined in subsection (b));

18 "(B) benefits provided under such plan or
19 such health insurance coverage with respect to
20 such provider or facility are terminated because
21 of a change in the terms of the participation of
22 such provider or facility in such plan or cov-
23 erage; or

24 "(C) a contract between such group health
25 plan and a health insurance issuer offering
26 health insurance coverage in connection with

1 such plan is terminated, resulting in a loss of
2 benefits provided under such plan with respect
3 to such provider or facility;
4 the plan or issuer, respectively, shall meet the re-
5 quirements of paragraph (2) with respect to such in-
6 dividual.
7 "(2) REQUIREMENTS.—The requirements of
8 this paragraph are that the plan or issuer—
9 "(A) notify each individual enrolled under
10 such plan or coverage who is a continuing care
11 patient with respect to a provider or facility at
12 the time of a termination described in para-
13 graph (1) affecting such provider or facility on
14 a timely basis of such termination and such in-
15 dividual's right to elect continued transitional
16 care from such provider or facility under this
17 section;
18 "(B) provide such individual with an op-
19 portunity to notify the plan or issuer of the in-
20 dividual's need for transitional care; and
21 "(C) permit the patient to elect to continue
22 to have benefits provided under such plan or
23 such coverage, under the same terms and condi-
24 tions as would have applied and with respect to
25 such items and services as would have been cov-

1 ered under such plan or coverage had such ter-
2 mination not occurred, with respect to the
3 course of treatment furnished by such provider
4 or facility relating to such individual's status as
5 a continuing care patient during the period be-
6 ginning on the date on which the notice under
7 subparagraph (A) is provided and ending on the
8 earlier of—
9 "(i) the 90-day period beginning on
10 such date; or
11 "(ii) the date on which such individual
12 is no longer a continuing care patient with
13 respect to such provider or facility.
14 "(b) DEFINITIONS.—In this section:
15 "(1) CONTINUING CARE PATIENT.—The term
16 'continuing care patient' means an individual who,
17 with respect to a provider or facility—
18 "(A) is undergoing a course of treatment
19 for a serious and complex condition from the
20 provider or facility;
21 "(B) is undergoing a course of institu-
22 tional or inpatient care from the provider or fa-
23 cility;
24 "(C) is scheduled to undergo nonelective
25 surgery from the provider, including receipt of

1 postoperative care from such provider or facility
2 with respect to such a surgery;
3 "(D) is pregnant and undergoing a course
4 of treatment for the pregnancy from the pro-
5 vider or facility; or
6 "(E) is or was determined to be terminally
7 ill (as determined under section 1861(dd)(3)(A)
8 of the Social Security Act) and is receiving
9 treatment for such illness from such provider or
10 facility.
11 "(2) SERIOUS AND COMPLEX CONDITION.—The
12 term 'serious and complex condition' means, with re-
13 spect to a participant, beneficiary, or enrollee under
14 a group health plan or health insurance coverage—
15 "(A) in the case of an acute illness, a con-
16 dition that is serious enough to require special-
17 ized medical treatment to avoid the reasonable
18 possibility of death or permanent harm; or
19 "(B) in the case of a chronic illness or con-
20 dition, a condition that is—
21 "(i) is life-threatening, degenerative,
22 potentially disabling, or congenital; and
23 "(ii) requires specialized medical care
24 over a prolonged period of time.

1 "(3) TERMINATED.—The term 'terminated' in-
2 cludes, with respect to a contract, the expiration or
3 nonrenewal of the contract, but does not include a
4 termination of the contract for failure to meet appli-
5 cable quality standards or for fraud.

6 **"SEC. 2731. INFORMATION REQUIRED TO BE INCLUDED ON**
7 **HEALTH INSURANCE MEMBERSHIP CARDS.**

8 "In the case of a group health plan or health insur-
9 ance issuer offering group or individual health insurance
10 coverage that provides a physical or electronic card indi-
11 cating membership in such plan or coverage to an indi-
12 vidual enrolled under such plan or coverage, such group
13 health plan or issuer shall include on such card each of
14 the following:

15 "(1) The nearest hospital to the primary resi-
16 dence of such individual that has in effect a contrac-
17 tual relationship with such plan or coverage for fur-
18 nishing items and services under such plan or cov-
19 erage.

20 "(2) A telephone number or Internet website
21 address through which such individual may seek con-
22 sumer assistance information, such as information
23 related to hospitals and urgent care facilities that
24 have in effect a contractual relationship with such