

MAR 2 2001  
COMMERCE AND REGULATION

HOUSE FILE 489  
BY ATTEBERRY, WITT, FORD,  
DOTZLER, HATCH, LARKIN,  
MASCHER, LENSING, and  
OSTERHAUS

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act prohibiting an indemnification clause in a contract  
2 between a health care provider and a managed care health plan,  
3 and providing that such a clause is void.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HC 489

1 Section 1. NEW SECTION. 514C.13A GROUP MANAGED CARE  
2 HEALTH PLANS -- PROHIBITION OF INDEMNIFICATION BY HEALTH CARE  
3 PROVIDERS.

4 1. A managed care health plan, as defined in section  
5 514C.13, shall not contain in a contract with a health care  
6 provider, as defined in section 514C.13, a provision that  
7 requires the provider to indemnify or hold harmless the  
8 managed care health plan.

9 2. An indemnification or hold harmless clause entered into  
10 in violation of subsection 1 is void.

11 EXPLANATION

12 This bill creates new Code section 514C.13A, to prohibit  
13 provisions in a contract between a managed care health plan  
14 and a health care provider that require a health care provider  
15 to indemnify or hold harmless the managed care health plan.  
16 The section further provides that such a contract provision is  
17 void if entered into by a health care provider and a managed  
18 care health plan.

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