
EXHIBIT __
COORDINATING PROVISIONS-STATE/FEDERAL LAW, ACCREDITATION STANDARDS AND GEOGRAPHIC
EXCEPTIONS
CALIFORNIA

I. INTRODUCTION:

- 1.1 Scope: To the extent of any conflict between the Agreement, including the administrative handbook as herein incorporated by reference, and this State Law Coordinating Provisions (“SLCP”) Exhibit, this SLCP Exhibit shall supersede, govern and control to the extent required by federal and/or state law and to the extent that MPI, Provider and/or Client are subject to such federal or state law.
- 1.2 Terms: The terms used in this exhibit are the defined terms as specified in the applicable federal and/or state law. The specific form Agreement between the parties may utilize defined terms other than those noted in the federal and/or state law(s). For purposes of this exhibit, provider means a licensed facility or licensed, registered or certified health care professional(s) contracted to provide health care services under this Agreement

II. FEDERAL LAW COORDINATING PROVISIONS:

- 2.1 Federal Employees Health Benefits (“FEHB”). As applicable, this Agreement is subject to the terms of the laws governing FEHB.
- 2.2 Federal Employees Health Benefits (“FEHB”) Plan. The parties agree that any and all claims or disputes relating to such benefits under a FEHB Plan will be governed exclusively by the terms of such federal government contract and federal law, whether or not such terms and laws are specified in this SLCP Exhibit or elsewhere in this Agreement.

III. STATE LAW COORDINATING PROVISIONS: CALIFORNIA

Where the statutory requirement is an additional obligation not otherwise specified in the Agreement, the parties agree that the statutory requirement will be added as an obligation. Where the statutory requirement specifically conflicts with a current obligation, the statutory requirement shall take precedence and replace the existing obligation as to the statutory requirement only, and shall not void any other valid provision of this Agreement. The statutory requirements identified below are limited to only those entities specifically covered by the statute.

- 3.1. As required by 10 CCR §2538.3(d), provider shall comply with insurer’s Health Care Language Assistance Program requirements in accordance with 10 Calif. Code of Reg. § 2538.1 through § 2538.8. Provider shall contact insurer to obtain information on such Insurer’s Health Care Language Assistance Program requirements.
- 3.2. As required by 10 CCR 2240.4(b)(2), network providers shall not make any additional charges for rendering network services except as provided for in the contract between the insurer and the insured.
- 3.3. As required by 10 CCR 2240.4(b)(4), provider's primary consideration shall be the quality of the health care services rendered to covered persons.
- 3.4. As required by 10 CCR 2240.4(b)(5), provider shall not discriminate against any insured in the provision of contracted services on the basis of sex, marital status, sexual orientation, race, color, religion, ancestry, national origin, disability, health status, health insurance coverage, utilization of medical or mental health or substance use disorder services or supplies, or other unlawful basis including without limitation, the filing by such insured of any complaint, grievance, or legal action against a provider.
- 3.5. As required by Cal. Ins. Code § 10133.15(j)(1) provider shall inform the insurer within five business days when either of the following occur: (a) the provider is not accepting new patients; or (b) if the provider had previously not accepted new patients, the provider is currently accepting new patients.
- 3.6. As required by Cal. Ins. Code § 10133.15(n)(1), provider groups or contracting specialized health insurers shall provide information to the insurer that is required by the insurer to satisfy the requirements of Cal. Ins. Code § 10133.15 for each of the providers that contract with the provider group or contracting specialized health insurer.
- 3.7 As required by West's Ann.Cal.Bus. & Prof.Code § 511.1(b)(1), the list of contracted providers may be sold, leased, transferred, or conveyed to other payors or other contracting agents. Payors or contracting agents may include workers' compensation insurers or automobile insurers.
- 3.8 As required by West's Ann.Cal.Bus. & Prof.Code § 511.1(b)(3), payors to which the list of contracted providers may be sold, leased, transferred, or conveyed may be permitted to pay a provider's contracted rate without actively encouraging the payors' beneficiaries to use the list of contracted providers when obtaining medical care.

IV. ACCREDITATION STANDARDS COORDINATING PROVISIONS:

There are no Accreditation Standards Coordinating Provisions at this time.

V. GEOGRAPHIC EXCEPTIONS COORDINATING PROVISIONS:

There are no Geographic Exceptions Coordinating Provisions at this time.