

2018 Regular Session

HOUSE BILL NO. 314

BY REPRESENTATIVE ANDERS

INSURANCE/HEALTH: Provides for a minimum rate of reimbursement for rural health clinics

1 AN ACT

2 To enact R.S. 22:1828, relative to reimbursement rates for healthcare services; to provide
3 for definitions; to set a minimum reimbursement rate for rural health clinics; and to
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:1828 is hereby enacted to read as follows:

7 §1828. Rural health clinic reimbursement

8 A. Words and terms used in this Section have the following meanings:

9 (1) "Healthcare service" means the services, items, supplies, or drugs for the
10 diagnosis, prevention, treatment, cure, or relief of a health condition, illness, injury,
11 or disease.

12 (2)(a) "Health insurer" means any hospital, health, or medical expense
13 insurance policy, hospital or medical service contract, employee welfare benefit plan,
14 health and accident insurance policy, or any other insurance contract of this type.

15 (b) "Health insurer" shall include a group insurance plan, or any policy of
16 group, family group, blanket, or association health and accident insurance, a
17 self-insurance plan, health maintenance organization, and preferred provider
18 organization, including third-party administrators, which delivers or issues for
19 delivery in this state an insurance policy or plan.

1 (3) "Legacy Medicaid rate" means the lesser of the following:

2 (a) The published Medicaid fee-for-service reimbursement rate for the
3 healthcare service provided in use for the current approved Medicaid state plan in
4 effect on the date of service.

5 (b) The usual and customary charge which shall be the price the rural health
6 clinic most frequently charges the general public for the same healthcare service
7 unless otherwise defined in the current approved Medicaid state plan in effect on the
8 date of service.

9 (c) The rural health clinic's submitted charge.

10 (3) "Rural health clinic" means a facility which is engaged in furnishing
11 primary healthcare services to outpatients by physicians, physician assistants, or
12 nurse practitioners, including but not limited to healthcare services related to family
13 medicine, internal medicine, pediatrics, obstetrics, and gynecology and the services
14 and supplies incident thereto. The facility shall be located in an area that is not an
15 urbanized area, as defined by the Bureau of the Census, in which there are
16 insufficient numbers of needed health care practitioners, as determined by the
17 secretary of the federal Department of Health and Human Services, and which has
18 been determined to be a rural health clinic by the secretary pursuant to 42 U.S.C.
19 1395aa(a).

20 B. No health insurer shall pay a rural health clinic a reimbursement for a
21 healthcare service at a rate less than the applicable legacy Medicaid rate.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 314 Original

2018 Regular Session

Anders

Abstract: Prohibits a health insurer from reimbursing a rural health clinic at a rate less than the applicable legacy Medicaid rate.

Proposed law defines "health insurer", "healthcare services", "legacy Medicaid rate", and "rural health clinic".

Proposed law prohibits a health insurer from paying a rural health clinic a reimbursement for a healthcare service at a rate less than the applicable legacy Medicaid rate.

(Adds R.S. 22:1828)