

2020 Regular Session

SENATE BILL NO. 170

BY SENATOR FRED MILLS

HEALTH CARE. Provides relative to health care emergency visit alternative treatment reimbursement. (8/1/20)

1 AN ACT

2 To enact Subpart E of Part 1 of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of

3 1950, to be comprised of R.S. 40:1248, relative to healthcare emergency visit

4 alternative treatment reimbursement; to provide for participation eligibility; to

5 provide for graduated benchmarks and enhanced reimbursement rate percentages;

6 to provide for funding; to provide for exclusions; to provide for rulemaking; and to

7 provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. Subpart E of Part 1 of Chapter 5-E of Title 40 of the Louisiana Revised
10 Statutes of 1950, comprised of R.S. 40:1248, is hereby enacted to read as follows:

11 **SUBPART E. EMERGENCY VISIT ALTERNATIVE**

12 **TREATMENT REIMBURSEMENT**

13 **§1248. Emergency visit alternative treatment reimbursement; eligibility;**
14 **benchmarks; rates**

15 **A. The Louisiana Department of Health shall implement a hospital**
16 **emergency visit alternative treatment reimbursement methodology that**
17 **provides enhanced Medicaid reimbursement to hospitals that transition**

1 nonemergent Medicaid recipient visits from the hospital emergency department
2 to the hospital primary care clinic. In order for a hospital to be eligible for the
3 enhanced reimbursement provided for in this Section, the hospital shall:

4 (1) Operate a hospital primary care clinic that predominantly treats
5 Medicaid recipients and has a triage system in place to appropriately transition
6 nonemergent recipients from the hospital emergency department to the hospital
7 primary care clinic.

8 (2) Provide attestation annually of the volume of nonemergent Medicaid
9 recipients that were transitioned from the hospital emergency department to the
10 hospital primary care clinic.

11 B. A hospital that complies with the provisions set forth in Subsection A
12 of this Section shall receive an enhanced Medicaid reimbursement rate for the
13 professional services provided by the hospital primary care clinic in accordance
14 with the following graduated schedule:

15 (1) A hospital that successfully demonstrates at least a twenty percent
16 transition in nonemergent Medicaid recipient volume from the hospital
17 emergency department to the hospital primary care clinic within the first year
18 of participation shall receive an enhanced professional service Medicaid
19 reimbursement rate of thirty percent.

20 (2) A hospital that successfully demonstrates at least a forty percent
21 transition in nonemergent Medicaid recipient volume from the hospital
22 emergency department to the hospital primary care clinic within the first two
23 years of participation shall receive an enhanced professional service
24 compounded Medicaid reimbursement rate of thirty percent.

25 (3) A hospital that successfully demonstrates at least a fifty percent
26 transition in nonemergent Medicaid recipient volume from the hospital
27 emergency department to the hospital primary care clinic within the first three
28 years of participation shall receive an enhanced professional service
29 compounded Medicaid reimbursement rate of thirty percent.

