

2018 Regular Session

HOUSE BILL NO. 408

BY REPRESENTATIVE JENKINS

LOCAL GOVERNMENT: Provides relative to reimbursement rates set by local governing authorities for emergency medical services

1 AN ACT

2 To amend and reenact R.S. 33:4791.1(B)(2), relative to local governing authorities; to
3 provide relative to regulation of ambulance services, emergency medical services,
4 and aspects attendant to ambulance operation; to provide relative to rates charged for
5 such services; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 33:4791.1(B)(2) is hereby amended and reenacted to read as follows:

8 §4791.1. Regulation by local governing authorities of ambulance services,
9 emergency medical services, and aspects attendant to ambulance operation

10 * * *

11 B. Every municipality or other local governing authority may protect the
12 public health, safety, and welfare by licensing, controlling, and regulating by
13 ordinance or resolution privately operated ambulance services, the furnishing of
14 emergency medical services, and any and all aspects attendant to ambulance
15 operations within the jurisdiction of the municipality or other local governing
16 authority. Every municipality or other local governing authority is empowered to
17 regulate the following:

18 * * *

19 (2) Rates charged for the provision of ambulance services, in accordance
20 with federal law relative to medical reimbursement, including emergency medical

1 services. If the rates are set by a municipality or other local governing authority and
 2 the ambulance service has not entered into a contract for alternative reimbursement,
 3 those rates shall be the minimum allowable charge under any health insurance policy
 4 issued by any insurer regulated by the Department of Insurance.

5 * * *

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 408 Reengrossed

2018 Regular Session

Jenkins

Abstract: Provides relative to regulation by local governing authorities of ambulance services, emergency medical services, and aspects attendant to ambulance operation.

Present law authorizes every local governing authority to protect the public health, safety, and welfare by licensing, controlling, and regulating privately operated ambulance services, the furnishing of emergency medical services, and any and all aspects attendant to ambulance operations within the jurisdiction of the local governing authority.

Present law authorizes local governing authorities to regulate rates charged for ambulance services, in accordance with federal law relative to medical reimbursement, including emergency medical services. Proposed law provides that if such rates are set by a local governing authority and the ambulance service has not entered a contract for alternative reimbursement, those rates shall be the minimum allowable charge under any health insurance policy issued by any insurer regulated by the La. Dept. of Insurance. Otherwise retains present law.

(Amends R.S. 33:4791.1(B)(2))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Municipal, Parochial and Cultural Affairs to the original bill:

1. Delete proposed provision that if a local governing authority adopts a fee schedule setting reimbursement rates, that schedule shall be presumed to be the usual, customary, and reasonable charge in any dispute involving such reimbursement.
2. Add provision regarding rates charged for ambulance services that are set by a local governing authority being the minimum allowable charge under any health insurance policy.