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ACT No. 299

HOUSE BILL NO. 204

BY REPRESENTATIVE PIERRE AND SENATOR JOHNS

AN ACT

2	To amend and reenact R.S. 46:2626(F)(1)(introductory paragraph), (G)(1) and (5),
3	(H)(1)(d), and (I)(7), relative to Medicaid provider fees; to provide relative to fees
4	on emergency ground ambulance service providers for healthcare services funded by
5	the state Medicaid program; to authorize the Louisiana Department of Health to levy
6	and collect fees on nonpublic providers of emergency ground ambulance services for
7	certain nonemergency transportation services; to provide conditions under which the
8	department may assess such fees; to provide for reimbursement enhancements for
9	providers of certain services subject to Medicaid provider fees; to provide for uses
10	of funds from the Emergency Ground Ambulance Service Provider Trust Fund
11	Account established by the state treasurer within the Louisiana Medical Assistance
12	Trust Fund; to provide for definitions; and to provide for related matters.
13	Be it enacted by the Legislature of Louisiana:
14	Section 1. R.S. $46:2626(F)(1)$ (introductory paragraph), $(G)(1)$ and (5) , $(H)(1)(d)$, and
15	(I)(7) are hereby amended and reenacted to read as follows:
16	§2626. Fees on emergency ground ambulance service providers; disposition of fees
17	* * *
18	F. Notwithstanding any provision of this Section to the contrary, the
19	department shall adopt and promulgate, pursuant to the Administrative Procedure
20	Act and in compliance with Article VII, Section 10.14 of the Constitution of
21	Louisiana, a fee to be imposed pursuant to Subsection A of this Section in
22	accordance with all of the following:
23	(1) The department shall calculate, levy, and collect a fee from every
24	emergency ground ambulance service provider on each emergency and

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1	nonemergency ground ambulance transport upon the occurrence of all of the
2	following:
3	* * *
4	G. For each year in which the assessment is in effect, the department shall
5	provide for reimbursement enhancements in accordance with all of the following:
6	(1) Reimbursement or payment to emergency ground ambulance service
7	providers by any state or state-sponsored program, including but not limited to the
8	Bayou Health Plans or their successors, at or above rates at the level which were in
9	effect on July 1, 2015, for emergency and nonemergency transport and related
10	services provided pursuant to the Louisiana medical assistance program provided
11	that funds are appropriated in the budget.
12	* * *
13	(5) Funds from the Emergency Ground Ambulance Service Provider Trust
14	Fund Account shall be used to achieve the maximum reimbursement under federal
15	law and appropriated solely to fund the reimbursement enhancements provided for
16	in Paragraph (4) of this Subsection as provided in the most recent formula adopted
17	by the legislature or the secretary as applicable and distributed exclusively among
18	emergency ground ambulance service providers for emergency and nonemergency
19	ambulance transportation services provided.
20	H.(1) No additional assessment shall be collected and any assessment shall
21	be terminated for the remainder of the fiscal year from the date on which any of the
22	following occur:
23	* * *
24	(d) The amount of the reimbursement for emergency and nonemergency
25	ground ambulance services payable by any participant in the Bayou Health Plan or
26	Medicaid managed care organization falls below one hundred percent of the
27	Medicaid rate in effect at the time the service is rendered.
28	* * *
29	I. For purposes of this Section, the following definitions apply:
30	* * *

1 (7) "Net operating revenue" means the gross revenues of the emergency
2 ground ambulance service provider for the provision of emergency and
3 nonemergency ground ambulance transportation services, excluding any Medicaid
4 reimbursements, less any deducted amounts for bad debts, charity care, and payer
5 discounts.
6 * * * *

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

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APPROVED: _____