HLS 19RS-509 **ENGROSSED** 

2019 Regular Session

HOUSE BILL NO. 204

1

BY REPRESENTATIVE PIERRE

MEDICAID: Provides relative to Medicaid provider fees assessed on nonpublic providers of emergency ground ambulance services

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

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CODING: Words in struck through type are deletions from existing law; words underscored are additions.

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

1 Medicaid managed care organization falls below one hundred percent of the Medicaid rate in effect at the time the service is rendered. 2 3 I. For purposes of this Section, the following definitions apply: 4 5 (7) "Net operating revenue" means the gross revenues of the emergency 6 ground ambulance service provider for the provision of emergency and 7 8 nonemergency ground ambulance transportation services, excluding any Medicaid 9 reimbursements, less any deducted amounts for bad debts, charity care, and payer 10 discounts. 11

## **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 204 Engrossed

2019 Regular Session

Pierre

**Abstract:** Authorizes the La. Department of Health to assess Medicaid provider fees on nonemergency ground ambulance transportation services furnished by certain providers.

<u>Present law</u> authorizes the La. Department of Health (LDH) to impose fees for the provision of Medicaid-funded healthcare services commonly known as "provider fees" on emergency ground ambulance service providers. Provides for the amount and disposition of such fees.

<u>Present law</u> authorizes LDH to collect a provider fee from every emergency ground ambulance service provider on each emergency ground ambulance transport contingent upon certain conditions being satisfied.

<u>Proposed law</u> retains <u>present law</u> and adds nonemergency ground ambulance transport as a service for which emergency ground ambulance service providers may be assessed provider fees.

<u>Proposed law</u> adds references to nonemergency ground ambulance transportation services to the following provisions of <u>present law</u> which refer to emergency ground ambulance transportation services:

- (1) Provisions relative to provider fees.
- (2) Provisions relative to provider reimbursement enhancements.
- (3) Provisions relative to uses of funds from the Emergency Ground Ambulance Service Provider Trust Fund Account within the La. Medical Assistance Trust Fund.

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(Amends R.S. 46:2626(F)(1)(intro. para.), (G)(1) and (5), (H)(1)(d), and (I)(7))