

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Esgar

1 Amend printed bill, page 6, strike lines 3 and 4 and substitute:

2 "(a.5) (I) A CARRIER SHALL:".

3 Page 6, strikes lines 16 through 27.

4 Page 7, strike lines 1 through 5.

5 Renumber succeeding subparagraph accordingly.

6 Page 8, line 19, after "specify" and insert " THE LIST OF THE ANCILLARY
7 SERVICES FOR WHICH AN OUT-OF-NETWORK PROVIDER OR
8 OUT-OF-NETWORK FACILITY MUST NOT BALANCE BILL A COVERED PERSON
9 AND".

10 Page 13, line 27, strike "(e)" and substitute "(e) (I)".

11 Page 14, line 2, strike "(I)" and substitute "(A)".

12 Page 14, line 6, after "CONDITION;" insert "AND".

13 Page 14, line 7, strike "(II)" and substitute "(B)".

14 Page 14, strike lines 15 and 16 and substitute "FACILITY.

15 (II) FOR A COVERED PERSON WHO IS PROVIDED SERVICES
16 DESCRIBED IN SUBSECTIONS (19)(e)(I)(A) AND (19)(e)(I)(B) WITH RESPECT
17 TO AN EMERGENCY MEDICAL CONDITION, UNLESS EACH OF THE
18 CONDITIONS IN SUBSECTION (19)(e)(III) OF THIS SECTION ARE MET, THE
19 TERM "EMERGENCY SERVICES" INCLUDES SERVICES THAT ARE:

20 (A) COVERED UNDER THE HEALTH BENEFIT PLAN; AND

21 (B) PROVIDED BY A NONPARTICIPATING PROVIDERS OR
22 NONPARTICIPATING EMERGENCY FACILITY, REGARDLESS OF THE
23 DEPARTMENT OR THE FACILITY IN WHICH THE ITEMS OR SERVICES ARE
24 PROVIDED AFTER THE COVERED PERSON IS STABILIZED AND AS PART OF
25 THE OUTPATIENT OBSERVATION OR INPATIENT OR OUTPATIENT STAY, WITH
26 RESPECT TO THE EMERGENCY VISIT IN WHICH THE SERVICES DESCRIBED IN
27 SUBSECTION (19)(e)(I) OF THIS SECTION ARE PROVIDED.

28 (III) FOR THE PURPOSES OF SUBSECTION (19)(e)(II) OF THIS
29 SECTION, THE CONDITIONS DESCRIBED IN THIS SUBSECTION (19)(e)(III),
30 WITH RESPECT TO A COVERED INDIVIDUAL WHO IS STABILIZED AND
31 FURNISHED ADDITIONAL ITEMS AND SERVICES DESCRIBED IN SUBSECTION

1 (19)(e)(II) OF THIS SECTION AFTER THE STABILIZATION BY A PROVIDER OR
2 FACILITY ARE THE FOLLOWING:
3 (A) THE OUT-OF-NETWORK PROVIDER OR OUT-OF-NETWORK
4 FACILITY DETERMINES THE COVERED PERSON IS ABLE TO TRAVEL USING
5 NONMEDICAL TRANSPORTATION OR NONEMERGENCY MEDICAL
6 TRANSPORTATION;
7 (B) THE OUT-OF-NETWORK PROVIDER OR OUT-OF-NETWORK
8 FACILITY HAS PROVIDED THE COVERED PERSON WITH NOTICE AND
9 OBTAINED CONSENT AS REQUIRED BY SECTION 12-30-112 OR 25-3-121, AS
10 APPLICABLE;
11 (C) THE COVERED PERSON IS IN A CONDITION TO RECEIVE THE
12 NOTICE AND CONSENT DESCRIBED IN SECTION 12-30-112 OR 25-3-121 AND
13 TO PROVIDE INFORMED CONSENT; AND
14 (D) THE OUT-OF-NETWORK PROVIDER OR OUT-OF-NETWORK
15 FACILITY IS IN COMPLIANCE WITH, AT A MINIMUM, OTHER REQUIREMENTS
16 ESTABLISHED IN 42 U.S.C. SEC. 300gg-111 AND ANY FEDERAL
17 REGULATIONS ADOPTED PURSUANT TO 42 U.S.C. SEC. 300gg-111."

18 Page 15, strike lines 7 through 12.

19 Reletter succeeding paragraphs accordingly.

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