

**441—73.7(249A) Emergency services.**

**73.7(1)** Emergency services shall be available 24 hours a day, seven days a week.

**73.7(2)** In accordance with federal funding requirements, including 42 CFR 438.114 as amended to July 19, 2022, the MCP shall:

*a.* Cover emergency services without the need for prior authorization and shall not limit reimbursement to network providers.

*b.* Cover and pay for emergency services regardless of whether the provider that furnishes the services is enrolled with Iowa Medicaid or has a contract with the MCP.

*c.* Pay noncontracted providers for emergency services the amount that would have been paid if the service had been provided under the state's fee-for-service Medicaid program.

*d.* Cover the medical screening examination, as described by EMTALA, provided to a member who presents to an emergency department with an emergency medical condition. This requirement applies to managed care organizations only.

**73.7(3)** The MCP shall not deny payment for:

*a.* Treatment obtained when an enrollee has an emergency medical condition.

*b.* Treatment obtained when a representative of the MCP instructs the enrollee to seek emergency medical services.

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