

2/14/96 Deferred & Place on
Unfinished Business
Calendar

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FEB 5 1996

Place On Calendar

HOUSE FILE

2144

BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO HSB 530)

Passed House, Date ^(P. 363) 2-19-96
Vote: Ayes 88 Nays 8

Passed Senate, Date ^(P. 1159) 4/11/96
Vote: Ayes 47 Nays 1

Approved _____

A BILL FOR

- 1 An Act relating to the payment by third parties of physician
- 2 assistants and advanced registered nurse practitioners.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4

HOUSE FILE 2144

H-5068

- 1 Amend House File 2144 as follows:
- 2 1. Page 2, line 16, by inserting after the word
- 3 "contract" the following: "or other relationship to
- 4 provide services".

[Signature]

By BODDICKER of Cedar
MYERS of Johnson

H-5068 FILED FEBRUARY 13, 1996

WITHDRAWN 2-19-96

HOUSE FILE 2144

H-5070

- 1 Amend House File 2144 as follows:
- 2 1. Page 2, line 16, by inserting after the word
- 3 "contract" the following: "or other agreement to
- 4 provide services".

adopted 2/19/96 (P. 363)

By BODDICKER of Cedar
MYERS of Johnson

H-5070 FILED FEBRUARY 13, 1996

HOUSE FILE 2144

H-5064

- 1 Amend House File 2144 as follows:
- 2 1. Page 1, by striking lines 20 and 21 and
- 3 inserting the following: "advanced registered nurse
- 4 practitioner. A policy or".

By METCALF of Polk

H-5064 FILED FEBRUARY 9, 1996

lost 2/19/96 (P. 363)

HF 2144

1 Section 1. NEW SECTION. 514C.11 SERVICES PROVIDED BY
2 LICENSED PHYSICIAN ASSISTANTS AND LICENSED ADVANCED REGISTERED
3 NURSE PRACTITIONERS.

4 Notwithstanding section 514C.6, a policy or contract
5 providing for third-party payment or prepayment of health or
6 medical expenses shall include a provision for the payment of
7 necessary medical or surgical care and treatment provided by a
8 physician assistant licensed pursuant to chapter 148C, or
9 provided by an advanced registered nurse practitioner licensed
10 pursuant to chapter 152 and performed within the scope of the
11 license of the licensed physician assistant or the licensed
12 advanced registered nurse practitioner if the policy or
13 contract would pay for the care and treatment if the care and
14 treatment were provided by a person engaged in the practice of
15 medicine and surgery or osteopathic medicine and surgery under
16 chapter 148 or 150A. The policy or contract shall provide
17 that policyholders and subscribers under the policy or
18 contract may reject the coverage for services which may be
19 provided by a licensed physician assistant or licensed
20 advanced registered nurse practitioner if the coverage is
21 rejected for all providers of similar services. A policy or
22 contract subject to this section shall not impose a practice
23 or supervision restriction which is inconsistent with or more
24 restrictive than the restriction already imposed by law. This
25 section applies to services provided under a policy or
26 contract delivered, issued for delivery, continued, or renewed
27 in this state on or after July 1, 1996, and to an existing
28 policy or contract, on the policy's or contract's anniversary
29 or renewal date, or upon the expiration of the applicable
30 collective bargaining contract, if any, whichever is later.
31 This section does not apply to policyholders or subscribers
32 eligible for coverage under Title XVIII of the federal Social
33 Security Act or any similar coverage under a state or federal
34 government plan. For the purposes of this section, third-
35 party payment or prepayment includes an individual or group

1 policy of accident or health insurance or individual or group
2 hospital or health care service contract issued pursuant to
3 chapter 509, 514, or 514A, an individual or group health
4 maintenance organization contract issued and regulated under
5 chapter 514B, an organized delivery system contract regulated
6 under rules adopted by the director of public health, or a
7 preferred provider organization contract regulated pursuant to
8 chapter 514F. Nothing in this section shall be interpreted to
9 require an individual or group health maintenance
10 organization, an organized delivery system, or a preferred
11 provider organization or arrangement to provide payment or
12 prepayment for services provided by a licensed physician
13 assistant or licensed advanced registered nurse practitioner
14 unless the physician assistant's supervising physician or the
15 nurse practitioner's collaborating physician has entered into
16 a contract with the individual or group health maintenance
17 organization, the organized delivery system, or the preferred
18 provider organization or arrangement.

19 EXPLANATION

20 This bill includes provisions relating to the payment of
21 physician assistants and advanced registered nurse
22 practitioners.

23 The bill requires third-party payors regulated under
24 chapters 509, 514, 514A, 514B, 514F, or under rules adopted by
25 the director of public health to include in the policies or
26 contracts for third-party payment or prepayment of health and
27 medical expenses, a provision for payment of services provided
28 by a licensed physician assistant or advanced registered nurse
29 practitioner if payment for such services would be included
30 for a person engaged in the practice of medicine and surgery
31 or in the practice of osteopathic medicine and surgery.

32 The bill also provides that the bill does not require a
33 health maintenance organization, an organized delivery system,
34 or a preferred provider organization or arrangement to provide
35 payment or prepayment of services provided by the physician

1 assistant or advanced registered nurse practitioner unless the
2 physician assistant's supervising physician or the advanced
3 registered nurse practitioner's collaborating physician has
4 entered a contract with that entity.

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HOUSE FILE 2144
REVISED
FISCAL NOTE

A fiscal note for House File 2144 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 2144 would require third-party payors to include a contract provision for payment of services provided by a licensed physician assistant or an advanced registered nurse practitioner if the policy would pay for the care and treatment if the care and treatment were provided by a person engaged in the practice of medicine and surgery or osteopathic medicine and surgery. Health maintenance organizations, organized delivery systems, and preferred provider organizations would not be subject to the requirements of HF 2144 unless the system or organization has entered into a contract with the nurse practitioner's collaborating physician or the physician assistant's supervising physician.

ASSUMPTIONS

Assumes the Department of Personnel will negotiate with the providers of State group health insurance regarding the affect of HF 2144 on premiums.

FISCAL IMPACT

The fiscal impact of HF 2144 to the State General Fund cannot be determined. Based on a consultant's report, the Department of Personnel anticipates that HF 2144 should not cause an increase in premium costs.

The Department is currently in the process of receiving bids for State health insurance coverage. The actual fiscal impact of HF 2144 cannot be determined until a group health insurance carrier(s) has been selected and negotiations have been completed.

SOURCE

Department of Personnel

(LSB 3921hv.2, VMT)

FILED MARCH 11, 1996

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 2144
FISCAL NOTE

A fiscal note for House File 2144 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 2144 would require third-party payors to include a contract provision for payment of services provided by a licensed physician assistant or an advanced registered nurse practitioner if the policy would pay for the care and treatment if the care and treatment were provided by a person engaged in the practice of medicine and surgery or osteopathic medicine and surgery. Health maintenance organizations, organized delivery systems, and preferred provider organizations would not be subject to the requirements of HF 2144 unless the system or organization has entered into a contract with the nurse practitioner's collaborating physician or the physician assistant's supervising physician.

ASSUMPTIONS

1. The estimate is based on trends in recent years and average State employee contracts in 1995.
2. Costs are based on the available number of physician assistants in non-shortage areas.
3. A 10.0% to 30.0% increase is assumed in utilization of medical services in non-shortage areas.
4. A 25.0% increase in claim costs for assistants at surgery is assumed, based on 1992 data.

FISCAL IMPACT

The extra annual cost to the State General Fund for increased group health insurance premiums would be \$781,560 beginning in FY 1997.

The total extra annual costs would be \$2,004,000, with 78.0% to be paid by the State and 22.0% to be paid by State employees. The State share would be split between the General Fund and federal funds.

SOURCE

Department of Personnel

(LSB 3921hv, VMT)

FILED FEBRUARY 14, 1996

BY DENNIS PROUTY, FISCAL DIRECTOR

*Original file
S-3-7-96 Do Pass
S-4/1/96 Motion to R/C by life
S-4/1/96 Motion to R/C by Vilsoack*

HOUSE FILE 2144
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO HSB 530)

(As Amended and Passed by the House February 19, 1996)

Passed House, ^(P.1513) Date 4-10-96 Passed Senate, ^(P.1159) Date 4/1/96
Vote: Ayes 88 Nays 8 Vote: Ayes 47 Nays 1
Approved 4/24/96 *Motion to R/C 4/2/96 by Vilsoack*

A BILL FOR

1 An Act relating to the payment by third parties of physician
2 assistants and advanced registered nurse practitioners.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments _____

1 Section 1. NEW SECTION. 514C.11 SERVICES PROVIDED BY
2 LICENSED PHYSICIAN ASSISTANTS AND LICENSED ADVANCED REGISTERED
3 NURSE PRACTITIONERS.

4 Notwithstanding section 514C.6, a policy or contract
5 providing for third-party payment or prepayment of health or
6 medical expenses shall include a provision for the payment of
7 necessary medical or surgical care and treatment provided by a
8 physician assistant licensed pursuant to chapter 148C, or
9 provided by an advanced registered nurse practitioner licensed
10 pursuant to chapter 152 and performed within the scope of the
11 license of the licensed physician assistant or the licensed
12 advanced registered nurse practitioner if the policy or
13 contract would pay for the care and treatment if the care and
14 treatment were provided by a person engaged in the practice of
15 medicine and surgery or osteopathic medicine and surgery under
16 chapter 148 or 150A. The policy or contract shall provide
17 that policyholders and subscribers under the policy or
18 contract may reject the coverage for services which may be
19 provided by a licensed physician assistant or licensed
20 advanced registered nurse practitioner if the coverage is
21 rejected for all providers of similar services. A policy or
22 contract subject to this section shall not impose a practice
23 or supervision restriction which is inconsistent with or more
24 restrictive than the restriction already imposed by law. This
25 section applies to services provided under a policy or
26 contract delivered, issued for delivery, continued, or renewed
27 in this state on or after July 1, 1996, and to an existing
28 policy or contract, on the policy's or contract's anniversary
29 or renewal date, or upon the expiration of the applicable
30 collective bargaining contract, if any, whichever is later.
31 This section does not apply to policyholders or subscribers
32 eligible for coverage under Title XVIII of the federal Social
33 Security Act or any similar coverage under a state or federal
34 government plan. For the purposes of this section, third-
35 party payment or prepayment includes an individual or group

1 policy of accident or health insurance or individual or group
2 hospital or health care service contract issued pursuant to
3 chapter 509, 514, or 514A, an individual or group health
4 maintenance organization contract issued and regulated under
5 chapter 514B, an organized delivery system contract regulated
6 under rules adopted by the director of public health, or a
7 preferred provider organization contract regulated pursuant to
8 chapter 514F. Nothing in this section shall be interpreted to
9 require an individual or group health maintenance
10 organization, an organized delivery system, or a preferred
11 provider organization or arrangement to provide payment or
12 prepayment for services provided by a licensed physician
13 assistant or licensed advanced registered nurse practitioner
14 unless the physician assistant's supervising physician or the
15 nurse practitioner's collaborating physician has entered into
16 a contract or other agreement to provide services with the
17 individual or group health maintenance organization, the
18 organized delivery system, or the preferred provider
19 organization or arrangement.

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HOUSE FILE 2144

S-5342

- 1 Amend House File 2144, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 2, line 14, by striking the words "or
- 4 the" and inserting the following: ", the advanced
- 5 registered nurse practitioner, or the advanced
- 6 registered".

By TOM VILSACK
NANCY BOETTGER

S-5342 FILED MARCH 13, 1996

Adopted 4/1/96
(P.1157)

HOUSE FILE 2144

S-5544

- 1 Amend the amendment, S-5342, to House File 2144, as
- 2 amended, passed, and reprinted by the House, as
- 3 follows:
- 4 1. Page 1, line 4, by inserting before the words
- 5 "the advanced" the following: "the physician and
- 6 physician team,".

By TOM VILSACK
NANCY BOETTGER

S-5544 FILED MARCH 26, 1996

WITHDRAWN
4-1-96 (P.1157)

HOUSE FILE 2144

S-5578

- 1 Amend the amendment, S-5342, to House File 2144, as
- 2 amended, passed, and reprinted by the House, as
- 3 follows:
- 4 1. Page 1, line 4, by inserting before the words
- 5 "the advanced" the following: "the physician-
- 6 physician assistant team,".

By TOM VILSACK
NANCY BOETTGER

S-5578 FILED MARCH 27, 1996

Adopted 4/1/96
(P.1157)

HOUSE FILE 2144

S-5616

1 Amend House File 2144, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, line 4, by striking the word
4 "Notwithstanding" and inserting the following: "1.
5 Notwithstanding".

6 2. Page 2, by inserting after line 19 the
7 following:

8 "2. a. A licensed physician assistant providing
9 necessary medical or surgical care and treatment under
10 the supervision of a licensed physician may be
11 required by such physician to reimburse the physician
12 for the cost of providing the licensed physician
13 assistant with insurance coverage relating to the
14 potential liability of the licensed physician
15 assistant in providing such care and treatment.

16 b. An advanced registered nurse practitioner
17 providing necessary medical or surgical care and
18 treatment in association with a licensed physician or
19 health care facility may be required by such physician
20 or facility to reimburse the physician or facility for
21 the cost of providing the advanced registered nurse
22 practitioner with insurance coverage relating to the
23 potential liability of the advanced registered nurse
24 practitioner in providing such care and treatment."

By JIM LIND

S-5616 FILED APRIL 1, 1996
RULED OUT OF ORDER (P.1158)

SENATE AMENDMENT TO HOUSE FILE 2144

H-5845

1 Amend House File 2144, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 2, line 14, by striking the words "or
4 the" and inserting the following: ", the physician-
5 physician assistant team, the advanced registered
6 nurse practitioner, or the advanced registered".

RECEIVED FROM THE SENATE

H-5845 FILED APRIL 3, 1996

House Concurred

4-10-96

(P. 1512)

HOUSE FILE 2144

H-5909

1 Amend the Senate amendment, H-5845, to House File
2 2144, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 1, by inserting after line 6 the
5 following:
6 "_____. Page 2, line 19, by inserting after the
7 word "arrangement." the following: "For the purposes
8 of this section, "physician-physician assistant team"
9 means any affiliation of one or more physician
10 assistant supervising physicians and one or more
11 physician assistants in which the physician assistant
12 has an equity interest investment, which shall not
13 exceed a twenty percent ownership interest, in the
14 medical practice or assets of the medical practice
15 through which the physician-physician assistant team
16 provides medical services.""
17 2. By renumbering as necessary.

By METCALF of Polk

H-5909 FILED APRIL 10, 1996

Lost 4-10-96

(P. 1512)

Boddicker, ch
LORD
Ueenstra
Harper
Myers

HSB 530

HUMAN RESOURCES

Succeeded By

HOUSE FILE GF/HF 2144
BY (PROPOSED COMMITTEE ON
HUMAN RESOURCES BILL BY
CHAIRPERSON DAGGETT)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the payment by third parties of physician
2 assistants and advanced registered nurse practitioners.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. _____ H.F. _____

1 Section 1. NEW SECTION. 514C.11 SERVICES PROVIDED BY
2 LICENSED PHYSICIAN ASSISTANTS AND LICENSED ADVANCED REGISTERED
3 NURSE PRACTITIONERS.

4 Notwithstanding section 514C.6, a policy or contract
5 providing for third-party payment or prepayment of health or
6 medical expenses shall include a provision for the payment of
7 necessary medical or surgical care and treatment provided by a
8 physician assistant licensed pursuant to chapter 148C, or
9 provided by an advanced registered nurse practitioner licensed
10 pursuant to chapter 152 and performed within the scope of the
11 license of the licensed physician assistant or the licensed
12 advanced registered nurse practitioner if the policy or
13 contract would pay for the care and treatment if the care and
14 treatment were provided by a person engaged in the practice of
15 medicine and surgery or osteopathic medicine and surgery under
16 chapter 148 or 150A. The policy or contract shall provide
17 that policyholders and subscribers under the policy or
18 contract may reject the coverage for services which may be
19 provided by a licensed physician assistant or licensed
20 advanced registered nurse practitioner if the coverage is
21 rejected for all providers of similar services. The terms and
22 conditions under which physician assistant services or
23 advanced nurse practitioner services are compensated shall
24 contain practice or supervision restrictions consistent with
25 and no more restrictive than those already imposed by law.
26 This section applies to services provided under a policy or
27 contract delivered, issued for delivery, continued, or renewed
28 in this state on or after July 1, 1996, and to an existing
29 policy or contract, on the policy's or contract's anniversary
30 or renewal date, or upon the expiration of the applicable
31 collective bargaining contract, if any, whichever is later.
32 This section does not apply to policyholders or subscribers
33 eligible for coverage under Title XVIII of the federal Social
34 Security Act or any similar coverage under a state or federal
35 government plan. For the purposes of this section, third-

1 party payment or prepayment includes an individual or group
2 policy of accident or health insurance or individual or group
3 hospital or health care service contract issued pursuant to
4 chapter 509, 514, or 514A, or an individual or group health
5 maintenance organization contract issued and regulated under
6 chapter 514B.

7

EXPLANATION

8 This bill includes provisions relating to the payment of
9 physician assistants and advanced registered nurse
10 practitioners.

11 The bill requires third-party payors regulated under
12 chapters 509, 514, 514A, and 514B to include in the policies
13 or contracts for third-party payment or prepayment of health
14 and medical expenses, a provision for payment of services
15 provided by a licensed physician assistant or advanced
16 registered nurse practitioner if payment for such services
17 would be included for a person engaged in the practice of
18 medicine and surgery or in the practice of osteopathic
19 medicine and surgery.

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HOUSE FILE 2144

AN ACT

RELATING TO THE PAYMENT BY THIRD PARTIES OF PHYSICIAN ASSISTANTS
AND ADVANCED REGISTERED NURSE PRACTITIONERS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. 514C.11 SERVICES PROVIDED BY
LICENSED PHYSICIAN ASSISTANTS AND LICENSED ADVANCED REGISTERED
NURSE PRACTITIONERS.

Notwithstanding section 514C.6, a policy or contract providing for third-party payment or prepayment of health or medical expenses shall include a provision for the payment of necessary medical or surgical care and treatment provided by a physician assistant licensed pursuant to chapter 148C, or provided by an advanced registered nurse practitioner licensed pursuant to chapter 152 and performed within the scope of the license of the licensed physician assistant or the licensed advanced registered nurse practitioner if the policy or contract would pay for the care and treatment if the care and treatment were provided by a person engaged in the practice of medicine and surgery or osteopathic medicine and surgery under chapter 148 or 150A. The policy or contract shall provide that policyholders and subscribers under the policy or contract may reject the coverage for services which may be provided by a licensed physician assistant or licensed

advanced registered nurse practitioner if the coverage is rejected for all providers of similar services. A policy or contract subject to this section shall not impose a practice or supervision restriction which is inconsistent with or more restrictive than the restriction already imposed by law. This section applies to services provided under a policy or contract delivered, issued for delivery, continued, or renewed in this state on or after July 1, 1996, and to an existing policy or contract, on the policy's or contract's anniversary or renewal date, or upon the expiration of the applicable collective bargaining contract, if any, whichever is later. This section does not apply to policyholders or subscribers eligible for coverage under Title XVIII of the federal Social Security Act or any similar coverage under a state or federal government plan. For the purposes of this section, third-party payment or prepayment includes an individual or group policy of accident or health insurance or individual or group hospital or health care service contract issued pursuant to chapter 509, 514, or 514A, an individual or group health maintenance organization contract issued and regulated under chapter 514B, an organized delivery system contract regulated under rules adopted by the director of public health, or a preferred provider organization contract regulated pursuant to chapter 514F. Nothing in this section shall be interpreted to require an individual or group health maintenance organization, an organized delivery system, or a preferred provider organization or arrangement to provide payment or prepayment for services provided by a licensed physician assistant or licensed advanced registered nurse practitioner unless the physician assistant's supervising physician, the physician-physician assistant team, the advanced registered nurse practitioner, or the advanced registered nurse practitioner's collaborating physician has entered into a contract or other agreement to provide services with the individual or group health maintenance organization, the

organized delivery system, or the preferred provider organization or arrangement.

RON J. CORBETT
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2144, Seventy-sixth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved 4/25, 1996

TERRY E. BRANSTAD
Governor