

# Senate File 38 - Introduced

SENATE FILE \_\_\_\_\_  
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DOTZLER

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to transfer procedures for and compensation of  
2 health care providers not participating in IowaCare.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 1776XS 83  
5 pf/nh/14

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1 1 Section 1. NEW SECTION. 249J.24A NONPARTICIPATING  
1 2 PROVIDER EXPANSION POPULATION PROVIDER NETWORK == TRANSFER  
1 3 PROCEDURE == COMPENSATION FUND.  
1 4 1. The department shall establish a procedure to transfer  
1 5 an expansion population member who seeks medical care or  
1 6 treatment for a covered service from a nonparticipating  
1 7 provider in the expansion population provider network to a  
1 8 participating provider in the expansion population provider  
1 9 network, if medically possible. If transfer is not medically  
1 10 possible or if the participating provider refuses to accept  
1 11 the transfer of the expansion population member, the  
1 12 nonparticipating provider shall be compensated for the covered  
1 13 service provided through the nonparticipating provider  
1 14 expansion population provider network compensation fund in  
1 15 accordance with subsection 2.  
1 16 2. a. A nonparticipating provider expansion population  
1 17 provider network compensation fund is created in the state  
1 18 treasury under the authority of the department. Moneys  
1 19 designated for deposit in the fund that are received from  
1 20 sources including but not limited to appropriations from the  
1 21 general fund of the state, grants, and contributions shall be  
1 22 deposited in the fund.  
1 23 b. Moneys in the fund shall be separate from the general  
1 24 fund of the state and shall not be considered part of the  
1 25 general fund of the state. The moneys deposited in the fund  
1 26 are not subject to section 8.33 and shall not be transferred,  
1 27 used, obligated, appropriated, or otherwise encumbered, except  
1 28 to provide for the purposes specified in this section.  
1 29 Notwithstanding section 12C.7, subsection 2, interest or  
1 30 earnings on moneys deposited in the fund shall be credited to  
1 31 the fund.  
1 32 c. Moneys deposited in the fund shall be used only to  
1 33 compensate nonparticipating providers in the expansion  
1 34 population provider network pursuant to section 249J.7, who  
2 1 provide covered services to expansion population members, if  
2 2 no other third party is liable for reimbursement for the  
2 3 services provided.  
2 4 d. In order to be compensated through the fund, a health  
2 5 care provider shall submit a claim to the department for  
2 6 compensation and reimbursement of expenses incurred in  
2 7 providing covered services to an expansion population member.  
2 8 The department shall adopt rules relating to the format of and  
2 9 the information to be included in the claims submitted. A  
2 10 claim shall be submitted to the department within forty-five  
2 11 days of provision of the covered service.  
2 12 e. The department shall attempt to maximize receipt of  
2 13 federal matching funds under the medical assistance program  
2 14 for covered services provided under this section.  
2 15 3. For the purposes of this section, "nonparticipating  
2 16 provider" means a hospital licensed pursuant to chapter 135B

2 16 that is not a member of the expansion population provider  
2 17 network as specified in section 249J.7.

2 18 EXPLANATION

2 19 This bill directs the department of human services to  
2 20 establish a procedure to transfer an IowaCare member who seeks  
2 21 medical care or treatment for a covered service from a  
2 22 provider who is not participating in the IowaCare provider  
2 23 network to an IowaCare provider, if medically possible. If  
2 24 transfer is not medically possible or if the participating  
2 25 provider refuses to accept the transfer of the expansion  
2 26 population member, the nonparticipating provider shall be  
2 27 compensated through the fund established for such compensation  
2 28 under the bill.

2 29 The bill creates a fund to be used to compensate health  
2 30 care providers who are not included in the IowaCare provider  
2 31 network and who provide covered services to expansion  
2 32 population members that are not reimbursable by any other  
2 33 third party. Moneys to be deposited in the fund are moneys  
2 34 received from sources including but not limited to  
2 35 appropriations from the general fund of the state, grants, and  
3 1 contributions.

3 2 The bill requires that in order to be compensated through  
3 3 the fund, a health care provider must submit claims to the  
3 4 department of human services. The bill directs the department  
3 5 to adopt rules relating to the format of and the information  
3 6 to be included in the claims submitted. A claim shall be  
3 7 submitted to the department within 45 days of provision of the  
3 8 service. The bill directs the department to attempt to  
3 9 maximize receipt of federal matching funds under the medical  
3 10 assistance program for covered services provided under the  
3 11 bill. The bill also defines "nonparticipating provider" for  
3 12 the purposes of the bill.

3 13 LSB 1776XS 83

3 14 pf/nh/14