



960182

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/09/2011	.	
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The Committee on Health Regulation (Jones) recommended the following:

Senate Amendment (with title amendment)

Delete lines 162 - 184
and insert:

(5) Absent a written agreement between the third-party provider and the governmental body, the remuneration made pursuant to subsection (4) must be billed by the third-party provider and paid by the governmental body at a rate not to exceed 110 percent of the Medicare allowable rate for the service. Compensation to a third-party provider may not exceed 125 percent of the Medicare allowable rate if there is no written agreement between the third-party provider and the



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13 governmental body and if the third-party provider reported a
14 negative operating margin for the previous year to the Agency
15 for Health Care Administration through hospital-audited
16 financial data.

17 (6) The provisions of subsection (5) do not apply to
18 amounts billed and paid for physicians licensed under chapter
19 458 or chapter 459 for emergency services provided within a
20 hospital emergency department.

21 (7) The responsibility of the governmental body for payment
22 of any in-custody medical costs ceases upon release of the in-
23 custody pretrial detainee or sentenced inmate.

24 (8) An in-custody pretrial detainee or sentenced inmate who
25 has health insurance, subscribes to a health care corporation,
26 or receives health care benefits from any other source shall
27 assign such benefits to the health care provider.

28 (9) For purposes of this section, in-custody pretrial
29 detainees or sentenced inmates shall be defined as persons whose
30 physical freedom is restricted by a certified law enforcement
31 officer or certified correctional officer pending disposition of
32 an arrest or completion of a county court sentence. Included
33 within this definition are persons who are furloughed by a
34 criminal court for the express purpose of receiving medical
35 treatment where a condition of the furlough is the immediate
36 return to the custody of a county or municipal detention
37 facility following completion of such treatment.

38 (10) Law enforcement or the county or municipal detention
39 facility is responsible for restricting the personal freedom of
40 in-custody pretrial detainees or sentenced inmates receiving
41 treatment or services under this section.



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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

 Delete line 38

and insert:

 to the health care provider; providing a definition of
 the term in-custody pretrial detainees or sentenced
 inmates; providing that law enforcement or county or
 municipal detention facilities are responsible for
 restricting the personal freedom of certain in-custody
 pretrial detainees or sentenced inmates; providing an
 effective