

Moved by Gannon(17)

Seconded by Kerby(9)

IN THE HOUSE OF REPRESENTATIVES
HOUSE AMENDMENT TO S.B. NO. 1246

AMENDMENT TO THE BILL

1
2 On page 1 of the printed bill, delete lines 8 through 41; delete page 2,
3 and insert:

4 "SECTION 1. LEGISLATIVE INTENT. It is the intent of the Legislature that
5 any amendments to Section 20-237B, Idaho Code, shall not apply retroactively
6 to any hospital medical services or non-hospital medical services provided
7 before the enactment of this act.

8 SECTION 2. That Section 20-237B, Idaho Code, be, and the same is hereby
9 amended to read as follows:

10 20-237B. MEDICAL COSTS OF STATE PRISONERS HOUSED IN CORRECTIONAL
11 FACILITIES. (1) The state board of correction or any privatized medical
12 provider under contract with the department of correction shall pay to a
13 provider of a medical service, other than hospital inpatient or outpatient
14 services, for any and all prisoners, committed to the custody of the de-
15 partment of correction, confined in a correctional facility, as defined in
16 section 18-101A(1), Idaho Code, an amount ~~no greater than~~ equal to the reim-

17 bursement rates applicable based on of the Idaho medicaid reimbursement rate
18 fee schedule in place at the time services are provided. Hospitals shall
19 be paid for inpatient and outpatient facility services provided to such
20 prisoners in an amount equal to the interim Idaho medicaid rates in place
21 at the time of service except for outpatient services paid by Idaho medic-
22 aid according to the Idaho medicaid fee schedule. ~~This~~ These limitations
23 applies apply to all medical care services provided outside the facility,
24 including inpatient and outpatient hospitalizations, emergency services,
25 professional services, durable and nondurable goods, prescription drugs and
26 medications provided to any and all prisoners confined in a correctional
27 facility, as defined in section 18-101A(1), Idaho Code. For ~~required~~ ser-
28 vices that are not included in the Idaho medicaid ~~reimbursement fee~~ schedule
29 or the interim Idaho medicaid rates, the state board of correction or any
30 privatized medical provider under contract with the department of correc-
31 tion shall pay the reasonable value of such service. If a privatized medical
32 provider is contracted with the department of correction, no hospital or
33 any medical services provider shall be required to provide medical services
34 to prisoners, except for emergency hospital services, in the absence of a
35 contract between the privatized medical provider and the hospital or medi-
36 cal services provider. Any contract between the department of correction
37 and a privatized medical provider must contain a requirement that the pri-
38 vatized medical provider enter into contracts with each hospital providing
39 non-emergency services outside of the correctional facility. The contract

1 between the privatized medical provider and the department of correction
 2 shall require, and the contracts between the privatized medical provider and
 3 any hospital or non-hospital providers shall include, at least the following
 4 terms reasonably and practicably consistent with those used by Idaho medic-
 5 aid:

- 6 (a) Claims adjudication processing;
- 7 (b) Timing;
- 8 (c) Payment;
- 9 (d) Authorizations;
- 10 (e) Utilization review;
- 11 (f) Audit; and
- 12 (g) Appeals processes.

13 (2) ~~For the purposes of s~~Subsection (1) of this section, ~~the term~~
 14 ~~"provider of a medical service"~~ shall ~~include~~ apply only to companies,
 15 professional associations and other health care service entities whose ser-
 16 vices are billed directly to the department of correction or any privatized
 17 medical provider under contract with the department of correction. ~~The term~~
 18 ~~"provider of a medical service"~~ Subsection (1) of this section shall exclude
 19 not apply to:

- 20 (a) Privatized correctional medical providers under contract with the
 21 department of correction to provide health care to prison inmates;
- 22 (b) Private prison companies;
- 23 (c) Out-of-state correctional facilities contracting with the depart-
 24 ment of correction to house prisoners;
- 25 (d) County jails; and
- 26 (e) Companies, professional associations and other health care service
 27 entities whose services are provided within the terms of agreements
 28 with privatized correctional medical providers under contract with ~~the~~
 29 ~~department of correction,~~ private prison companies and county jails.

30 SECTION 3. An emergency existing therefor, which emergency is hereby de-
 31 clared to exist, this act shall be in full force and effect on and after its
 32 passage and approval."

33 CORRECTION TO TITLE

34 On page 1, in line 2, following "FACILITIES;" insert: "PROVIDING LEG-
 35 ISLATIVE INTENT;"; and in line 5, delete "AND TO REVISE A DEFINITION" and in-
 36 sert: ", TO REVISE TERMINOLOGY, TO PROVIDE CERTAIN CONTRACTUAL REQUIREMENTS
 37 AND TO PROVIDE APPLICABILITY".