

1 **H. B. 2909**

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3 (By Delegates White, Eldridge, Ferns, Marshall,
4 Perry, D. Poling, Marcum, Stowers, R. Phillips, and Pino)

5 (By Request of the Department of Administration)

6 [Introduced March 12, 2013; referred to the
7 Committee on Health and Human Resources then Finance.]

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10 A BILL to amend the Code of West Virginia, 1931, as amended, by
11 adding thereto a new section, designated §5-16-8a, relating to
12 air-ambulance fees paid by the West Virginia Public Employees
13 Insurance Agency.

14 *Be it enacted by the Legislature of West Virginia:*

15 That the Code of West Virginia, 1931, as amended, be amended
16 by adding thereto a new section, designated §5-16-8a, to read as
17 follows:

18 **ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.**

19 **§5-16-8a. Air-ambulance fees.**

20 (a) Notwithstanding any provision of this code to the
21 contrary, any air-ambulance provider which does not have a contract
22 with the plan and which provides air-transportation and/or related
23 emergency or treatment services to an employee or dependent of an
24 employee covered by the plan, may not collect from the plan and the

1 covered employee or dependent of the employee, a combined amount
2 for those services which exceeds the reimbursement amount then in
3 effect for the Federal Medicare program, including any applicable
4 Geographic Practice Cost Index (GPCI).

5 (b) If any air-ambulance provider has collected a subscription
6 fee from an employee or dependent of an employee covered by the
7 plan, the air-ambulance provider shall accept that subscription fee
8 as payment in full for any air-ambulance transport and related
9 emergency or treatment services which the air-ambulance provider
10 may provide to that employee or dependent of the employee. For
11 purposes of this section, a subscription fee is a fee collected by
12 an air-ambulance provider from a person in advance of any immediate
13 need for air-ambulance services.

NOTE: The purpose of this bill is to provide the maximum amount for air-ambulance services which may be collected pursuant to the plans of the West Virginia Public Employees Insurance Agency.

This section is new; therefore, it has been completely underscored.