

H. B. 2926

(By Delegates Longstreth, M. Poling, Staggers, Caputo,
Manchin, Manypenny and Fleischauer)

[Introduced March 13, 2013; referred to the
Committee on Health and Human Resources then Finance.]

A BILL to amend the Code of West Virginia, 1931, as amended, by
adding thereto a new section designated §33-15-22; to further
amend said code by adding thereto a new section, designated
§33-16-18; to further amend said code by adding thereto a new
section, designated §33-24-15; to further amend said code by
adding thereto a new section, designated §33-25-15; and to
further amend said code by adding thereto a new section,
designated §33-25A-29, all relating to requiring health
insurers to reimburse ambulance service providers directly for
ambulance services covered under a person's health insurance
policy, plan or contract.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended
by adding thereto a new section, designated §33-15-22; that said
code be further amended by adding thereto a new section, designated
§33-16-18; that said code be further amended by adding thereto a

1 new section, designated §33-24-15; that said code be further
2 amended by adding thereto a new section, designated §33-25-15; and
3 that said code be further amended by adding thereto a new section,
4 designated §33-25A-29, all to read as follows:

5 **ARTICLE 15. ACCIDENT AND SICKNESS INSURANCE.**

6 **§33-15-22. Direct reimbursement for ambulance service providers.**

7 (a) When an ambulance service provider provides emergency
8 medical ambulance services to a person who is insured by a health
9 insurance policy, health care services plan, or contract that
10 provides benefits for emergency medical ambulance services under
11 this article, the health insurer shall reimburse the ambulance
12 service provider directly for the covered services provided under
13 the insured's policy, plan or contract.

14 (b) Nothing in this section may be construed to interfere with
15 coordination of benefits or to require a health insurer to provide
16 coverage for services not otherwise covered under the insured's
17 policy, plan or contract.

18 (c) Nothing in this section precludes a health insurer from
19 negotiating with and subsequently entering into a contract with a
20 nonparticipating ambulance service provider to establish rates of
21 reimbursement for emergency medical ambulance services.

22 **ARTICLE 16. GROUP ACCIDENT AND SICKNESS INSURANCE.**

23 **§33-16-18. Direct reimbursement for ambulance service providers.**

1 (a) When an ambulance service provider provides emergency
2 medical ambulance services to a person who is insured by a health
3 insurance policy, health care services plan, or contract that
4 provides benefits for emergency medical ambulance services under
5 this article, the health insurer shall reimburse the ambulance
6 service provider directly for the covered services provided under
7 the insured's policy, plan or contract.

8 (b) Nothing in this section may be construed to interfere with
9 coordination of benefits or to require a health insurer to provide
10 coverage for services not otherwise covered under the insured's
11 policy, plan or contract.

12 (c) Nothing in this section precludes a health insurer from
13 negotiating with and subsequently entering into a contract with a
14 nonparticipating ambulance service provider to establish rates of
15 reimbursement for emergency medical ambulance services.

16 **ARTICLE 24. HOSPITAL SERVICE CORPORATIONS, MEDICAL SERVICE**
17 **CORPORATIONS, DENTAL SERVICE CORPORATIONS AND HEALTH SERVICE**
18 **CORPORATIONS.**

19 **§33-24-15. Direct reimbursement for ambulance service providers.**

20 (a) When an ambulance service provider provides emergency
21 medical ambulance services to a person who is insured by a health
22 insurance policy, health care services plan, or contract that
23 provides benefits for emergency medical ambulance services under

1 this article, the health insurer shall reimburse the ambulance
2 service provider directly for the covered services provided under
3 the insured's policy, plan or contract.

4 (b) Nothing in this section may be construed to interfere with
5 coordination of benefits or to require a health insurer to provide
6 coverage for services not otherwise covered under the insured's
7 policy, plan or contract.

8 (c) Nothing in this section precludes a health insurer from
9 negotiating with and subsequently entering into a contract with a
10 nonparticipating ambulance service provider to establish rates of
11 reimbursement for emergency medical ambulance services.

12 **ARTICLE 25. HEALTH CARE CORPORATIONS.**

13 **§33-25-15. Direct reimbursement for ambulance service providers.**

14 (a) When an ambulance service provider provides emergency
15 medical ambulance services to a person who is insured by a health
16 insurance policy, health care services plan, or contract that
17 provides benefits for emergency medical ambulance services under
18 this article, the health insurer shall reimburse the ambulance
19 service provider directly for the covered services provided under
20 the insured's policy, plan or contract.

21 (b) Nothing in this section may be construed to interfere with
22 coordination of benefits or to require a health insurer to provide
23 coverage for services not otherwise covered under the insured's
24 policy, plan or contract.

1 (c) Nothing in this section precludes a health insurer from
2 negotiating with and subsequently entering into a contract with a
3 nonparticipating ambulance service provider to establish rates of
4 reimbursement for emergency medical ambulance services.

5 **ARTICLE 25A. HEALTH MAINTENANCE ORGANIZATION ACT.**

6 **§33-25A-29. Direct reimbursement for ambulance service providers.**

7 (a) When an ambulance service provider provides emergency
8 medical ambulance services to a person who is insured by a health
9 insurance policy, health care services plan, or contract that
10 provides benefits for emergency medical ambulance services under
11 this article, the health insurer shall reimburse the ambulance
12 service provider directly for the covered services provided under
13 the insured's policy, plan or contract.

14 (b) Nothing in this section may be construed to interfere with
15 coordination of benefits or to require a health insurer to provide
16 coverage for services not otherwise covered under the insured's
17 policy, plan or contract.

18 (c) Nothing in this section precludes a health insurer from
19 negotiating with and subsequently entering into a contract with a
20 nonparticipating ambulance service provider to establish rates of
21 reimbursement for emergency medical ambulance services.

NOTE: The purpose of this bill is to require health insurers

to reimburse ambulance service providers directly for ambulance services covered under a person's health insurance policy, plan or contract.

§33-15-22, §33-16-18, §33-24-15, §33-25-15 and §33-25A-29 are new; therefore, they have been completely underscored.