WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Introduced

House Bill 4315

(By Mr. Speaker (Mr. Armstead)

and Delegate Miley)

[By Request of the Executive]

[Introduced January 27, 2016;

referred to the Committee on Banking and Insurance

then Finance.]
A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §5-16-8a, relating to air-ambulance fees for emergency treatment or air transportation; allowing providers of air ambulance services not under contract to collect an amount up to the equivalent paid for federal reimbursement for services rendered to employees or dependents; and requiring providers of air ambulance services that enter into a subscription service agreement with employees or dependents to accept the subscription fee as payment in full for services rendered.

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 §5-16-8a, to read as follows:

ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.

§5-16-8a. Air-ambulance fees.

(a) Notwithstanding any provision of this code to the contrary, any air-ambulance provider which does not have a contract with the plan, that provides air transportation or related emergency or treatment services to an employee or dependent of an employee covered by the plan, may not collect from the plan and the covered employee or dependent of the employee, a combined amount for those services which exceeds the reimbursement amount then in effect for the federal Medicare program, including any applicable Geographic Practice Cost Index.

(b) If an air-ambulance provider has entered into a subscription service agreement with an employee or dependent of an employee covered by the plan, and the employee or dependent is in good standing with the agreement, the air-ambulance provider shall accept the fee or cost of the subscription service agreement as payment in full for any air-ambulance transport and related emergency treatment or services which the air-ambulance provider may provide to that employee or dependent of an employee.
NOTE: The purpose of this bill is to set the maximum amount for air-ambulance services which may be collected pursuant to the plans of the West Virginia Public Employees Insurance Agency.

Strike-throughs indicate language that would be stricken from a heading or the present law, and underscoring indicates new language that would be added.