

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 14, 2018

Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

SB18-146 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 5, after line 15 insert:

2 "THIS IS AN EMERGENCY MEDICAL FACILITY THAT TREATS
3 EMERGENCY MEDICAL CONDITIONS."

4 Page 5, strike lines 26 and 27 and substitute:

5 "THIS IS NOT A COMPLETE STATEMENT OF PATIENT'S RIGHTS.
6 YOU WILL RECEIVE A MORE COMPREHENSIVE STATEMENT OF
7 PATIENT'S RIGHTS UPON ADMISSION."

8 Page 6, line 5, strike "SECTION:" and substitute "SECTION, IMMEDIATELY
9 FOLLOWING THE SENTENCE THAT READS "THIS IS AN EMERGENCY MEDICAL
10 FACILITY THAT TREATS EMERGENCY MEDICAL CONDITIONS.":".

11 Page 6, line 12, strike "SECTION:" and substitute "SECTION, IMMEDIATELY
12 FOLLOWING THE SENTENCE THAT READS "THIS IS AN EMERGENCY MEDICAL
13 FACILITY THAT TREATS EMERGENCY MEDICAL CONDITIONS.":".

14 Page 7, line 3, strike "THAT:" and substitute "THAT STATES:

15 THIS IS AN EMERGENCY MEDICAL FACILITY THAT TREATS
16 EMERGENCY MEDICAL CONDITIONS.

17 (b) (I) IF THE FREESTANDING EMERGENCY DEPARTMENT DOES NOT
18 HAVE OR INCLUDE WITHIN ITS FACILITY AN URGENT CARE CENTER OR
19 CLINIC, THE FREESTANDING EMERGENCY DEPARTMENT SHALL INCLUDE

1 THE FOLLOWING STATEMENT ON THE SIGN REQUIRED BY THIS SUBSECTION
2 (2), IMMEDIATELY FOLLOWING THE STATEMENT SPECIFIED IN SUBSECTION
3 (2)(a) OF THIS SECTION:

4 THIS IS NOT AN URGENT CARE CENTER OR PRIMARY CARE
5 PROVIDER.

6 (II) IF THE FREESTANDING EMERGENCY DEPARTMENT HAS OR
7 INCLUDES WITHIN ITS FACILITY AN URGENT CARE CENTER OR CLINIC, THE
8 FREESTANDING EMERGENCY DEPARTMENT SHALL INCLUDE THE
9 FOLLOWING STATEMENT ON THE SIGN REQUIRED BY THIS SUBSECTION (2),
10 IMMEDIATELY FOLLOWING THE STATEMENT SPECIFIED IN SUBSECTION
11 (2)(a) OF THIS SECTION:

12 THIS FACILITY ALSO CONTAINS AN URGENT CARE CENTER
13 THAT OPERATES FROM (INSERT TIME URGENT CARE CENTER
14 OPENS) TO (INSERT TIME URGENT CARE CENTER CLOSES)
15 AND PROVIDES PRIMARY CARE SERVICES (AND INSERT, IF
16 APPLICABLE, THAT THE URGENT CARE CENTER OFFERS
17 PRIMARY CARE SERVICES BY APPOINTMENT)."

18 Page 7, strike lines 4 through 27.

19 Page 8, strike lines 5 through 7 and substitute "THAT:

20 (I) SPECIFIES WHETHER THE FREESTANDING EMERGENCY
21 DEPARTMENT ACCEPTS PATIENTS WHO ARE ENROLLED IN: THE STATE
22 MEDICAL ASSISTANCE PROGRAM UNDER ARTICLES 4, 5, AND 6 OF TITLE
23 25.5; MEDICARE, AS AUTHORIZED IN TITLE XVIII OF THE FEDERAL "SOCIAL
24 SECURITY ACT", AS AMENDED; THE CHILDREN'S BASIC HEALTH PLAN
25 ESTABLISHED UNDER ARTICLE 8 OF TITLE 25.5; OR A HEALTH PLAN
26 AUTHORIZED UNDER 10 U.S.C. SEC. 1071 ET SEQ.;

27 (II) LISTS THE SPECIFIC HEALTH INSURANCE PROVIDER NETWORKS
28 AND CARRIERS WITH WHICH THE FREESTANDING EMERGENCY DEPARTMENT
29 PARTICIPATES OR STATES THAT THE FREESTANDING EMERGENCY
30 DEPARTMENT IS NOT A PARTICIPATING PROVIDER IN ANY HEALTH
31 INSURANCE PROVIDER NETWORKS;

32 (III) SPECIFIES THE CHARGEMASTER OR FEE SCHEDULE PRICE FOR
33 THE TWENTY-FIVE MOST COMMON HEALTH CARE SERVICES PROVIDED BY
34 THE FREESTANDING EMERGENCY DEPARTMENT;"

35 Renumber succeeding subparagraphs accordingly.

36 Page 8, line 12, strike "(2)(a)(III)" and substitute "(3)(a)(III)".

- 1 Page 8, line 14, strike "A" and substitute "CONTAINS A".
- 2 Page 8, line 21, strike "THE" and substitute "CONTAINS THE".
- 3 Page 9, line 9, strike "INFORMATION" and substitute "CONTAINS
4 INFORMATION".
- 5 Page 9, line 13, strike "THE" and substitute "INCLUDES THE".
- 6 Page 10, line 14, after "(b)" insert "(I)".
- 7 Page 10, strike line 15 and substitute "FACILITY THAT OFFERS EMERGENCY
8 CARE, THAT MAY OFFER PRIMARY AND URGENT CARE".
- 9 Page 10, line 16, after "SERVICES," insert "THAT".
- 10 Page 10, strike line 17 and substitute "25-1.5-103, AND THAT IS EITHER:".
- 11 Page 10, line 18, strike "(I)" and substitute "(A)".
- 12 Page 10, line 21, strike "(II)" and substitute "(B)".
- 13 Page 10, after line 24 insert:

14 "(II) "FREESTANDING EMERGENCY DEPARTMENT" DOES NOT
15 INCLUDE A HEALTH FACILITY DESCRIBED IN SUBSECTION (8)(b)(I) OF THIS
16 SECTION THAT WAS LICENSED BY THE DEPARTMENT PURSUANT TO SECTION
17 25-1.5-103 AS A COMMUNITY CLINIC PRIOR TO JULY 1, 2010, IF THE
18 FACILITY IS SERVING A RURAL COMMUNITY OR A SKI AREA, AS DEFINED IN
19 STATE BOARD RULES."

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