

FIRST REGULAR SESSION

HOUSE BILL NO. 660

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ROSS.

1356H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to the implementation of co-payments for MO HealthNet participants who use hospital emergency departments for nonemergency services.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto one new section, to be known as section 208.142, to read as follows:

208.142. 1. Beginning October 1, 2015, a MO HealthNet participant who uses hospital emergency department services for the treatment of a medical condition that is not an emergency medical condition shall be required to pay a co-payment of eight dollars for such services. A participant shall be notified of the eight dollar co-payment prior to services being rendered.

2. For the purposes of this section, an "emergency medical condition" means a medical condition manifesting itself by acute symptoms of sufficient severity including severe pain that a prudent layperson who possesses an average knowledge of health and medicine could reasonably expect the absence of immediate medical attention to result in the following:

(1) Placing the health of the individual, or with respect to a pregnant woman, the health of the woman or her unborn child, in serious jeopardy;

(2) Serious impairment to bodily functions; or

(3) Serious dysfunction of any bodily organ or part.

3. The department of social services shall promulgate rules for the implementation of this section including setting forth rules for the required documentation by the physician

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **and the informed consent to be provided to and signed by the parent or guardian of the**
18 **participant. Any rule or portion of a rule, as that term is defined in section 536.010, that**
19 **is created under the authority delegated in this section shall become effective only if it**
20 **complies with and is subject to all of the provisions of chapter 536, and, if applicable,**
21 **section 536.028. This section and chapter 536 are nonseverable, and if any of the powers**
22 **vested with the general assembly under chapter 536, to review, to delay the effective date,**
23 **or to disapprove and annul a rule are subsequently held unconstitutional, then the grant**
24 **of rulemaking authority and any rule proposed or adopted after August 28, 2015, shall be**
25 **invalid and void.**

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