

**PROPOSED AMENDMENT TO
ENGROSSED HOUSE BILL NO. 1322****FIRST ENGROSSMENT**

Introduced by

Representative Weisz

Senator Roers

1 A BILL for an Act to create and enact a new ~~chapter to title 23~~ section to chapter 23-27 of the
2 North Dakota Century Code, ~~relating to ambulance service provider reimbursement~~ relating to
3 ambulance service provider billing; to amend and reenact section 23-27-04.8 of the North
4 Dakota Century Code, relating to emergency medical services communication; to create and
5 enact a new section to chapter 26.1-47 of the North Dakota Century Code, relating to
6 ambulance service provider reimbursement; to provide for a legislative management study; and
7 to provide an appropriation.

8 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

9 SECTION 1. AMENDMENT. Section 23-27-04.8 of the North Dakota Century Code is
10 amended and reenacted as follows:

11 **23-27-04.8. Emergency medical services operation communications.**

12 The department shall use pagers or third-party vendors and cell phones as a
13 communication method and may regulate the ~~communications methods and~~ protocols for
14 emergency medical services operations in a manner consistent with the protocols established
15 by the department of emergency services.

16 **SECTION 2.** A new ~~chapter to title 23~~ section to chapter 23-27 of the North Dakota Century
17 Code is created and enacted as follows:

18 **Definitions.**

19 ~~1. "Ambulance service provider" means a service entity licensed under chapter 23-27 as~~
20 ~~a basic life support or advanced life support ambulance service. The term does not~~
21 ~~include an air ambulance provider.~~

Balance billing prohibited - Enforcement.

~~1. An ambulance service provider may not collect or bill more than the covered individual's deductible, coinsurance, copayment, or other cost-sharing amount the covered individual would be responsible for if services were provided by a participating ambulance service provider.~~

"Ambulance service provider" means a service entity licensed under chapter 23--27 as a basic life support or advanced life support ambulance service. The term does not include an air ambulance provider.

~~2. The insurance commissioner may adopt rules to implement and enforce this section.~~

An ambulance service provider may not collect or bill more than the covered individual's deductible, coinsurance, copayment, or other cost-sharing amount the covered individual would be responsible for if services were provided by a participating ambulance service provider.

SECTION 3. AMENDMENT. A new section to chapter 26.1-47 of the North Dakota Century Code is created and enacted as follows:

Ambulance insurance coverage - Direct payment required - Determination of reimbursement rate for out-of-network ambulance service providers.

1. As used in this section, unless the context otherwise requires:

a. "Ambulance service provider" means a service entity licensed under chapter 23-27 as a basic life support or advanced life support ambulance service. The term does not include an air ambulance provider.

b. "Covered person" means an individual eligible to receive coverage of covered services by a health care insurer under a health benefit plan.

c. "Covered services" means medically necessary patient care or transportation provided by ambulance service providers.

d. "Health care insurer" means an entity subject to state insurance regulation that provides health benefit coverage in this state. The term includes:

(1) An insurance company;

(2) A health maintenance organization;

(3) A hospital or medical service corporation; and

(4) A risk-based provider organization.