

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Enrolled

Senate Bill 587

BY SENATOR TRUMP

[Passed March 6, 2019; in effect 90 days from passage]

1 AN ACT to amend and reenact §5-16-8a of the Code of West Virginia, 1931, as amended, relating
2 to the West Virginia Public Employees Insurance Agency's reimbursement of air-
3 ambulance providers who provide emergency transportation to individuals covered by the
4 plan.

Be it enacted by the Legislature of West Virginia:

ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.

§5-16-8a. Air-ambulance fees.

1 (a) The plan shall reimburse any air-ambulance provider that provides emergency air
2 transportation or related emergency medical or treatment services to an employee or dependent
3 of an employee covered by the plan the amount then in effect for the federal Medicare program,
4 including any applicable Geographic Practice Cost Index.

5 (b) Nothing in this section limits the authority of the director under §5-16-3(c) and §5-16-
6 9 of this code, including, but not limited to, his or her authority to manage provider contracting and
7 payments and to designate covered and noncovered services.

8 (c) This section does not limit the authority of the director, the plan, or the plans under §5-
9 16-11 of this code.

10 (d) Notwithstanding any provision of this code to the contrary, wherever 49 U.S.C.
11 §41713(b) applies to the reimbursement of air ambulance providers under §5-16-8a of this code,
12 the provisions of this code, including any administrative, civil, or criminal penalties, are
13 inapplicable.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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Chairman, Senate Committee

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Chairman, House Committee

Originated in the Senate.

In effect 90 days from passage.

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Clerk of the Senate

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Clerk of the House of Delegates

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President of the Senate

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Speaker of the House of Delegates

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Day of, 2019.

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Governor