

2022 -- H 7803

LC003676

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO HUMAN SERVICES -- PROGRAM OF ALL-INCLUSIVE CARE FOR THE ELDERLY

Introduced By: Representatives Casey, Kazarian, Azzinaro, Phillips, Amore, Carson, Kennedy, and Craven

Date Introduced: March 03, 2022

Referred To: House Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 40-8.8-7 of the General Laws in Chapter 40-8.8 entitled "Program of
2 All-Inclusive Care for the Elderly" is hereby amended to read as follows:

3 **40-8.8-7. Regulations and commencement of program.**

4 (a) The department of human services shall submit the Medicaid state plan amendment and
5 promulgate any rules or regulations necessary to implement the provisions of this chapter,
6 contingent upon, and immediately following, federal approval of any program of all-inclusive care
7 of the elderly.

8 (b) Contingent upon completion of the Medicaid state plan amendment process, and the
9 appropriation of necessary funding to implement the program, the program of all-inclusive care for
10 the elderly shall commence on July 1, 2005.

11 (c) Each hospital licensed in this state under chapter 17 of title 23, must accept as payment
12 in full for providing professional component, technical component or globally billed services to a
13 person enrolled in a program of all-inclusive care for the elderly, no more than one hundred percent
14 (100%) of what Medicare would pay such hospital for providing the same services.

15 (d) A hospital-owned or controlled professional practice or affiliate thereof must accept as
16 payment in full for providing professional services to a person enrolled in a program of all-inclusive
17 care for the elderly, no more than one hundred percent (100%) of what Medicare would pay the
18 relevant professional for providing the same services.

1 (e) For purposes of section (d):

2 (1) A "hospital-owned or controlled professional practice" means a practitioner's
3 (physician, dentist, or other healthcare provider) office or group of practitioners' offices (whether
4 organized as a non-profit corporation, professional service corporation, partnership, organization,
5 or association) that is directly or indirectly owned or controlled by a hospital licensed under chapter
6 17 of title 23, or is directly or indirectly owned or controlled by an affiliate of such a hospital; and

7 (2) An "affiliate" means an entity that is controlled by, in control of, or in common control
8 with, another entity.

9 SECTION 2. This act shall take effect upon passage.

=====
LC003676
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO HUMAN SERVICES -- PROGRAM OF ALL-INCLUSIVE CARE FOR THE
ELDERLY

1 This act would ensure that all hospitals and hospital-owned professional practices accept
2 payment for all-inclusive elderly care which is no more than one hundred (100%) of what Medicare
3 would pay for the same services.

4 This act would take effect upon passage.

=====
LC003676