

BILL SUMMARY
2nd Session of the 56th Legislature

Bill No.:	HB 3230
Version:	FA2
Request Number:	
Author:	Rep. Stone
Date:	3/14/2018
Impact:	\$0

Research Analysis

The second floor amendment stipulates freestanding emergency medical facilities will be subject to the requirements of the Emergency Medical Treatment and Labor Act and must treat an individual with an emergency medical condition until the condition is resolved or stabilized before asking about insurance coverage or payment.

The measure prohibits the operation of a freestanding emergency medical facility without a license from the State Department of Health. By rule the commissioner must establish a classification for a facility that is in continuous operation 24 hours per day and 7 days a week. The bill provides exceptions for certain facilities. Applicants for licensure must submit an application prescribed by the department. Additionally, the commissioner will have the authority to promulgate rules to carry out the provisions of the bill including, but not limited to requirements for the issuance, renewal, denial, suspension and revocation of a license, construction and design of a facility, and operational requirements. The commissioner will set fees in amounts necessary to defray the cost of administering the provisions of the bill. The bill provides for emergency suspension of a facility license and permits the department to petition a district court for a temporary restraining order. Lastly, the bill establishes financial penalties for violations, and it permits a person to file a petition for judicial review of the commissioner's order contesting the occurrence of a violation, the amount of a penalty, or both.

Prepared By: Scott Tohlen

Fiscal Analysis

The second floor amendment has no fiscal implications to the state nor does it affect the existing fiscal analysis.

Prepared By: Stacy Johnson

Other Considerations

None.