

SECOND REGULAR SESSION

# HOUSE BILL NO. 1375

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE PORTWOOD.

Pre-filed December 7, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

3303L.01I

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### AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to physician provider reimbursement under the state medical assistance program.

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*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  
2 known as section 208.148, to read as follows:

**208.148. 1. As used in this section, "MO HealthNet" means the program described  
2 in section 208.001.**

**3 2. Under the MO HealthNet program, any physician who is a provider in the  
4 program and meets the requirements of this section shall receive enhanced reimbursement  
5 for the specified services provided. In order to qualify for the enhanced reimbursement,  
6 the physician provider shall:**

**7 (1) Become the health care home for a MO HealthNet patient;**

**8 (2) Complete a patient history and consultation, including but not limited to a  
9 review of systems, a list of problems, and the initiation of coordination of care for the MO  
10 HealthNet patient; and**

**11 (3) File a treatment plan for the MO HealthNet patient. Such plan may be filed  
12 electronically.**

**13 3. If a physician provider meets the requirements of subsection 2 of this section, the  
14 physician provider shall be reimbursed under the program at the following rates for all  
15 services provided by the physician with the American Medical Association Current**

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.

16 **Procedural Terminology (CPT) codes 99201 to 99205 for new patients and CPT codes**  
17 **99211 to 99215 for established patients:**

18 **(1) For new patients, one hundred twenty percent of the Medicare reimbursement**  
19 **rate for such services; and**

20 **(2) For established patients, one hundred ten percent of the Medicare**  
21 **reimbursement rate for such services.**

22 **4. (1) For purposes of this section, the MO HealthNet division, any third-party**  
23 **administrator, or any other entity that contracts with the division for health care services**  
24 **shall not change any diagnostic or current procedural terminology code submitted by the**  
25 **health care provider for health care services without the express written permission of the**  
26 **health care provider and without the examination of the patient record.**

27 **(2) Every contract between the division or any agent of the division and a health**  
28 **care provider shall specifically set forth the codes, including code modifiers, for which the**  
29 **division shall provide compensation, remuneration, or reimbursement, and the amount of**  
30 **compensation, remuneration, or reimbursement for each such code. The code and code**  
31 **modifier shall refer to the most recent American Medical Association code book and other**  
32 **recognized codes as adopted and used in the Medicare and Medicaid programs of the state**  
33 **and federal government.**

34 **5. The MO HealthNet division may promulgate rules for implementation of this**  
35 **section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo,**  
36 **that is created under the authority delegated in this section shall become effective only if**  
37 **it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if**  
38 **applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable**  
39 **and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo,**  
40 **to review, to delay the effective date, or to disapprove and annul a rule are subsequently**  
41 **held unconstitutional, then the grant of rulemaking authority and any rule proposed or**  
42 **adopted after August 28, 2008, shall be invalid and void.**

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