

AMENDMENT #2

BY SENATOR  
WILSON

OFFERED IN THE SENATE  
TO: SCS HB 126(FIN)

1 Page 1, line 2, following "telehealth;":

2 Insert "relating to review organizations and permitting an emergency medical  
3 services provider to establish a review organization; relating to patient records; relating  
4 to disclosure and reporting of health care services, prices, and fee information;"

5  
6 Page 10, following line 7:

7 Insert new bill sections to read:

8 "\* Sec. 16. AS 18.23.070(1) is amended to read:

9 (1) "administrative staff" means the staff of an agency, institution, or  
10 organization that provides health care [A HOSPITAL OR CLINIC];

11 \* Sec. 17. AS 18.23.070(3) is amended to read:

12 (3) "health care provider" means an acupuncturist licensed under  
13 AS 08.06; a chiropractor licensed under AS 08.20; a dental hygienist licensed under  
14 AS 08.32; a dentist licensed under AS 08.36; a physician or podiatrist licensed  
15 under AS 08.64; a nurse licensed under AS 08.68; a dispensing optician licensed  
16 under AS 08.71; an optometrist licensed under AS 08.72; a pharmacist licensed under  
17 AS 08.80; a physical therapist or occupational therapist licensed under AS 08.84; [A  
18 PHYSICIAN LICENSED UNDER AS 08.64; A PODIATRIST;] a psychologist and a  
19 psychological associate licensed under AS 08.86; an organization or government  
20 agency that is certified or licensed to provide emergency medical services under  
21 AS 18.08; a hospital as defined in AS 47.32.900, including a governmentally owned  
22 or operated hospital; and an employee of a health care provider acting within the  
23 course and scope of employment;

1 \* **Sec. 18.** AS 18.23.070(5) is amended to read:

2 (5) "review organization" means

3 (A) a hospital governing body or a committee whose  
4 membership is limited to health care providers and administrative staff, except  
5 where otherwise provided for by state or federal law, and that is established by  
6 a hospital, by a clinic, by one or more state or local associations of health care  
7 providers, by an organization of health care providers from a particular area or  
8 medical institution, **by an organization or government agency that provides**  
9 **emergency medical services**, or by a professional standards review  
10 organization established under 42 U.S.C. 1320c-1, to gather and review  
11 information relating to the care and treatment of patients for the purposes of

12 (i) evaluating and improving the quality of health care  
13 rendered in the area or medical institution;

14 (ii) reducing morbidity or mortality;

15 (iii) obtaining and disseminating statistics and  
16 information relative to the treatment and prevention of diseases, illness,  
17 and injuries;

18 (iv) developing and publishing guidelines showing the  
19 norms of health care in the area or medical institution;

20 (v) developing and publishing guidelines designed to  
21 keep the cost of health care within reasonable bounds;

22 (vi) reviewing the quality or cost of health care services  
23 provided to enrollees of health maintenance organizations;

24 (vii) acting as a professional standards review  
25 organization under 42 U.S.C. 1320c;

26 (viii) reviewing, ruling on, or advising on controversies,  
27 disputes, or questions between a health insurance carrier or health  
28 maintenance organization and one or more of its insured or enrollees;  
29 between a professional licensing board, acting under its powers of  
30 discipline or license revocation or suspension, and a health care  
31 provider licensed by it when the matter is referred to a review

1 organization by the professional licensing board; between a health care  
 2 provider and the provider's patients concerning diagnosis, treatment, or  
 3 care, or a charge or fee; between a health care provider and a health  
 4 insurance carrier or health maintenance organization concerning a  
 5 charge or fee for health care services provided to an insured or enrollee;  
 6 or between a health care provider or the provider's patients and the  
 7 federal or a state or local government, or an agency of the federal or a  
 8 state or local government;

9 (ix) acting on the recommendation of a credential  
 10 review committee or a grievance committee;

11 (B) the State Medical Board established by AS 08.64.010;

12 (C) a committee established by the commissioner of health and  
 13 approved by the State Medical Board to review public health issues regarding  
 14 morbidity or mortality; at least 75 percent of the committee members must be  
 15 health care providers;

16 (D) the Joint Commission on Accreditation of Healthcare  
 17 Organizations (JCAHO).

18 \* **Sec. 19.** AS 18.23.400(n)(3) is amended to read:

19 (3) "health care facility" means a private, municipal, or state hospital,  
 20 psychiatric hospital, emergency department, independent diagnostic testing facility,  
 21 residential psychiatric treatment center as defined in AS 47.32.900, kidney disease  
 22 treatment center (including freestanding hemodialysis units), office of a private  
 23 physician or dentist whether in individual or group practice, ambulatory surgical  
 24 center as defined in AS 47.32.900, freestanding birth center as defined in  
 25 AS 47.32.900, and rural health clinic as defined in AS 47.32.900; "health care facility"  
 26 does not include

27 (A) the Alaska Pioneers' Home and the Alaska Veterans' Home  
 28 administered by the department under AS 47.55;

29 (B) an assisted living home as defined in AS 47.33.990;

30 (C) a nursing facility licensed by the department to provide  
 31 long-term care;

1 (D) a facility operated by an Alaska tribal health organization;

2 [AND]

3 (E) a hospital operated by the United States Department of  
4 Veterans Affairs or the United States Department of Defense, or any other  
5 federally operated hospital or institution; or

6 **(F) a hospital subject to 45 C.F.R. 180 as that section read**  
7 **on the effective date of this Act or any other federal price transparency**  
8 **requirements that are reasonably similar to or exceed the requirements in**  
9 **this section;**"

10

11 Renumber the following bill sections accordingly.

12

13 Page 11, following line 20:

14 Insert a new bill section to read:

15 **"\* Sec. 25. Sections 16 - 19 of this Act take effect immediately under AS 01.10.070(c)."**

16

17 Renumber the following bill section accordingly.

18

19 Page 11, line 21:

20 Delete "This"

21 Insert "Except as provided in sec. 25 of this Act, this"