

ORIGINAL HOUSE  
BILL NO. HB0172

ENROLLED ACT NO. 17, HOUSE OF REPRESENTATIVES

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING  
2020 BUDGET SESSION

AN ACT relating to Medicaid; requiring the state employees' and officials' group insurance plan to offer air ambulance services under the air ambulance transport services program only upon federal approval of the program; requiring state agency reimbursement for air ambulance services provided under the air ambulance transport services program only upon federal approval of the program; making the operation of air ambulance provisions in Medicaid statutes contingent upon federal approval of the air ambulance transport services program; making the payment of premium taxes for the air ambulance transport services program contingent upon federal approval of the program; making workers' compensation coverage for air ambulance services under Medicaid contingent upon federal approval of the air ambulance transport services program; and providing for an effective date.

*Be It Enacted by the Legislature of the State of Wyoming:*

**Section 1.** W.S. 9-3-219(a) and (b) and 42-4-123(b) as created by 2019 Wyoming Session Laws, Chapter 189, Section 2 are amended to read:

**9-3-219. Air ambulance transport services for employees, officials and dependents; reimbursement; sunset.**

(a) Emergency and medically necessary air ambulance transport services for employees, officials and their dependents shall be covered under W.S. 42-4-123, subject to availability and any limitations specified by the department of health under W.S. 42-4-123(a) and subject to operation of the air ambulance transport services program under W.S. 42-4-123(b).

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(b) Contingent on operation of the air ambulance transport services program under W.S. 42-4-123(b), the department of administration and information shall pay reimbursement for services under this section to the department of health, as specified under W.S. 42-4-123.

**42-4-123. Air ambulance transport services for Wyoming residents; sunset.**

(b) Contingent on federal approval under subsection (a) of this section, there is created the air ambulance transport services program under the department. Operation of the air ambulance services program as provided in subsections (c) through (p) of this section shall be contingent on the federal approval required by subsection (a) of this section.

**Section 2.** W.S. 26-4-102(b)(iii), 26-4-103(n) and 27-14-401(j) as amended by 2019 Wyoming Session Laws, Chapter 189, Section 3 are amended to read:

**26-4-102. Record of receipts; payment to treasurer; credit to fund.**

(b) The commissioner shall promptly deposit all monies he receives from any charges to the general fund, with receipt and acknowledgement submitted to the state treasurer, except that:

(iii) Any premium assessments collected under W.S. 26-4-103(n), which shall be transferred to the air ambulance coverage account not more than thirty (30) days after receipt.

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**26-4-103. Premium taxes; generally; preemption by state.**

(n) At the same time a report under subsection (a) of this section is filed, an insurer making private health benefit plans available in this state, and any plan which has entered into agreement under W.S. 42-4-123(j), shall pay to the commissioner a three-quarter percent (.75%) assessment upon net premiums and net considerations. The commissioner shall, not more than thirty (30) days after receipt, transfer premium assessments paid under this subsection to the air ambulance coverage account. Application of this subsection shall be contingent on operation of the air ambulance transport services program under W.S. 42-4-123(b).

**27-14-401. Medical, hospital and ambulance expenses; review of claim; employer and division designated providers; contracts for bill review, case management and related programs; air ambulance reimbursement.**

(j) Emergency and medically necessary air ambulance transport services for an employee shall be covered under W.S. 42-4-123, subject to availability and any limitations specified by the department under W.S. 42-4-123(a). The department of workforce services shall pay reimbursement for services under this section to the department of health as specified under W.S. 42-4-123. Application of this subsection shall be contingent on operation of the air ambulance transport services program under W.S. 42-4-123(b).

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**Section 3.** This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)