

# COMMISSIONER OF SECURITIES & INSURANCE

MONICA J. LINDEEN  
COMMISSIONER



OFFICE OF THE MONTANA  
STATE AUDITOR

**TO:** EAIC Air Ambulance Working Group Members  
**FROM:** Jesse Laslovich, Chief Counsel; Nick Mazanec, Attorney  
**DATE:** March 30, 2016  
**RE:** Agenda for April 7, 2016 Meeting

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The next Economic Affairs Interim Committee (EAIC) Air Ambulance Working Group meeting is scheduled for April 7, 2016, at 8:30 a.m. The meeting will take place in Room 137 of the Montana State Capitol Building. Working Group members who cannot attend in person may dial in using the information at the bottom of the agenda; other interested parties may follow the meeting via live streaming audio at [www.leg.mt.gov](http://www.leg.mt.gov). The Working Group welcomes new members Kevin Lundstrom, Consumer Representative; and Dr. Tim Donovan of Saint Patrick Hospital.

The Working Group will discuss the following items:

1. Transparency/Disclosure: Discuss potential for immediate implementation of non-legislative disclosure solutions.
2. Litigation Update: Review recent decision and implications of federal litigation: *Valley Med Flight, Inc. v. Dwelle*.
3. Hold Harmless/ Independent Dispute Resolution:
  - Examine State of New York surprise medical bill laws as case study for hold harmless/independent dispute resolution legislative options.
  - Consider whether the Airline Deregulation Act would permit arbitration or another independent dispute resolution mechanism.
4. Subscription Programs:
  - Review Alaska's administrative efforts to regulate air ambulance subscription programs as insurance products.
  - Consider whether it is appropriate to remove subscription program exemption from Montana Insurance Code. See Mont. Code Ann. § 50-6-320(2).

5. Reimbursement Issues:

- Discuss consumer data provided by health insurers regarding air ambulance billed charges, insurer reimbursement rates, and balance bill amounts. (NOTE: due date for insurers' submission of data to the CSI is March 31, 2016.)
- Compare Montana's and nearby states' Medicaid reimbursement rates.
- Review air ambulance volume and payer mix data from prior EAIC industry survey.
- Consider statutory minimum reimbursement rate at 250 percent of Medicare.

**Dial-In Information:** Please dial (641) 715-3580. When prompted for the Access Code, enter 634408 followed by the “#” sign. You will be asked for your name and will then be connected to the call.

cc: The Honorable Ryan Lynch, Chairman of EAIC and State Representative  
The Honorable Tom Facey, State Senator  
The Honorable Vince Ricci, State Representative  
The Honorable Mike Lang, State Representative  
Mr. Jim DeTienne, Department of Public Health and Human Services  
Ms. Patricia Murdo, EAIC Lead Staff