

Draft ELB016 — Repealed Sections

Draft Section / Page No.	Idaho Code Section	Description of Repealed Section	Reason for Repeal
4 / 4	31-863	Allows counties to impose a tax to pay for nonmedical indigence assistance and the medically indigent program.	Because the draft eliminates the medically indigent program, funding for the program would no longer be necessary. NOTE: Draft Section 57 (p. 16) allows moneys from the county's justice fund to pay for nonmedical indigence assistance, and Draft Section 63 (p. 21) allows for the increase of the justice levy in order to pay for nonmedical indigence assistance.
11 / 10	31-3503A	Provides powers and duties of the Board of the Catastrophic Health Care Cost Program.	Because the draft eliminates the Catastrophic Health Care Cost Program, the Board would no longer be necessary.
12 / 10	31-3503B	Allows reciprocal agreements to be made with other states so that medically indigent patients may be treated by out-of-state providers.	Because the draft eliminates the medically indigent program, these reciprocal agreements would no longer be necessary.
13 / 10	31-3503C	Provides powers and duties of the Department of Health and Welfare relating to the medically indigent program.	Because the draft eliminates the medically indigent program, these powers and duties would no longer be necessary.
14 / 10	31-3503D	Requires counties to participate in and contribute to a utilization management program and a third party recovery system under the medically indigent program.	Because the draft eliminates the medically indigent program, neither the utilization management program nor the third party recovery system would be necessary.
15 / 10	31-3503E	Requires a determination of whether a patient is: (1) medically indigent; and (2) eligible for Medicaid.	Because the draft eliminates the medically indigent program, these determinations would no longer be necessary.

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16 / 10	31-3503F	Provides for referral to a medical home for patients participating in the medically indigent program.	Because the draft eliminates the medically indigent program, there would no longer be patients participating in the program.
17 / 10	31-3504	Establishes an application for financial assistance under the medically indigent program.	Because the draft eliminates the medically indigent program, applications for financial assistance would no longer be considered.
18 / 10	31-3505	Establishes processes for filing an application for financial assistance under the medically indigent program.	Same as Draft Section 17
19 / 10	31-3505A	Requires investigation, by the county clerk, of an application for financial assistance.	Same as Draft Section 17
20 / 10	31-3505B	Provides for approval, by the board of county commissioners, of an application for financial assistance.	Same as Draft Section 17
21 / 10	31-3505C	Provides for an initial determination, by the board of county commissioners, of whether to approve or deny an application for financial assistance.	Same as Draft Section 17
22 / 10	31-3505D	Provides for an appeal from an initial determination on an application for financial assistance.	Same as Draft Section 17
23 / 10	31-3505E	Provides for a hearing on an appeal from an initial determination.	Same as Draft Section 17
24 / 11	31-3505F	Provides for arbitration on whether treatment is necessary. (The medically indigent program only compensates necessary services.)	Because the draft eliminates the medically indigent program, this arbitration would no longer be necessary.

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25 / 11	31-3505G	Provides for review by a court after a final determination denying an application for financial assistance.	Same as Draft Section 17
26 / 11	31-3506	Provides for the determination of the county obligated to pay for necessary medical services under the medically indigent program.	Because the draft eliminates the medically indigent program, this determination would no longer be necessary.
27 / 11	31-3507	Provides for the transfer of a medically indigent patient to another facility.	Same as Draft Section 16
28 / 11	31-3508	Provides limitations on payments to hospitals and providers under the medically indigent program.	Because the draft eliminates the medically indigent program, there would no longer be payments made under the program.
29 / 11	31-3508A	Provides processes for payments to hospitals and providers under the medically indigent program.	Same as Draft Section 28
30 / 11	31-3509	Provides that a provider or hospital shall accept, as payment in full, payment from an obligated county or the Board of the Catastrophic Health Care Cost Program.	Because the draft eliminates the medically indigent program and the Catastrophic Health Care Cost Program, there would no longer be payments made under either program.
31 / 11	31-3510	Provides a right of subrogation to the obligated county and the Board against third parties who might be liable for necessary medical services.	Same as Draft Section 30
32 / 11	31-3510A	Requires persons who receive financial assistance under the medically indigent program and the Catastrophic Health Care Cost Program to provide reimbursement.	Same as Draft Section 30

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33 / 11	31-3511	Provides penalties for providing false or misleading information to obtain financial assistance.	Because the draft eliminates the medically indigent program and the Catastrophic Health Care Cost Program, financial assistance under either program would no longer be granted.
36 / 12	31-3514	Provides that hospitals established by the county may accept and charge patients who are not medically indigent.	Because the draft eliminates the medically indigent program, there would no longer be a distinction between medically indigent and non-indigent patients; therefore, the clarification provided by this section would no longer be necessary.
40 / 14	31-3517	Establishes the Catastrophic Health Care Cost Program.	The draft eliminates the Catastrophic Health Care Cost Program.
41 / 14	31-3518	Provides administrative responsibilities for the Board of the Catastrophic Health Care Cost Program.	Because the draft eliminates the Catastrophic Health Care Cost Program, the Board would no longer exist.
42 / 14	31-3519	Provides for review of applications for financial assistance under the Catastrophic Health Care Cost Program.	Because the draft eliminates the Catastrophic Health Care Cost Program, financial assistance would no longer be granted.
43 / 14	31-3520	Provides that counties may contract with providers to provide necessary medical services under the medically indigent program.	Because the draft eliminates the medically indigent program, these contracts would no longer be necessary.
45 / 15	31-3550	Provides a declaration of policy regarding the resolution of claims arising under the medically indigent program.	Because the draft eliminates the medically indigent program, these claims could no longer be made.
46 / 15	31-3551	Establishes an advisory panel to review the claims.	Same as Draft Section 45

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47 / 15	31-3552	Provides for appointment of the advisory panel.	Same as Draft Section 45
48 / 15	31-3553	Provides for advisory (nonbinding) decisions by the advisory panel.	Same as Draft Section 45
49 / 15	31-3554	Provides that the statute of limitations shall not run while the advisory panel is considering a claim.	Same as Draft Section 45
50 / 15	31-3555	Provides that any court proceedings on issues before the advisory panel shall be stayed.	Same as Draft Section 45
51 / 15	31-3556	Provides that the expenses of an advisory panel member shall be covered by the organization that appointed the member.	Same as Draft Section 45
52 / 15	31-3557	Provides for meetings of the advisory panel.	Same as Draft Section 45
53 / 15	31-3558	Provides for nondisclosure of personal identifying information of a utilization management reviewer or practitioner engaged by the Board of the Catastrophic Health Care Cost Program or the Department of Health and Welfare.	Because the draft eliminates the medically indigent program and the Catastrophic Health Care Cost Program, the protection afforded by this section for persons working under the programs would no longer be necessary.
61 / 21	56-209f	Provides funding for the Catastrophic Health Care Cost Program.	Because the draft eliminates the Catastrophic Health Care Cost Program, this funding would no longer be necessary.
62 / 21	57-813	Creates the Catastrophic Health Care Cost Account for funding the program.	Same as Draft Section 61