

Final Objectives 2022-23

State Legislative/Regulatory Committee

Chair: Thomas J. Sugarman, MD, FACEP

Board Liaison: Alison J. Haddock, MD, FACEP

Staff Liaison: Adam Krushinski, MPA

1. Monitor Medicaid payment reforms at the state level and provide resources as appropriate. Collaborate with the Reimbursement Committee to explore opportunities to advocate for alternative payment models for Medicaid. (State Legislative/Regulatory is the lead committee.)
2. Monitor legislative and regulatory efforts by nurse practitioners and physician assistants to expand their scope of practice in emergency medicine in a way that is inconsistent with ACEP policy and develop resources to assist state chapter advocacy on this issue.
3. Submit nominations for the 2023 Rorrie Health Policy Award and 2023 Policy Pioneer Award.
4. Promote and administer the state public policy grant program.
5. Develop and compile resources that states can use in advocating for legislation addressing violence against health care workers. Include suggested provisions that will be helpful in the emergency department and to EMS workers.
6. Collaborate with the Federal Government Affairs Committee to provide guidance to state chapters regarding advocacy on state laws addressing out-of-network/balance billing considering federal action related to the No Surprises Act. (State Legislative/Regulatory is the lead committee.)
7. Collaborate with the Reimbursement Committee to monitor policies by government and private payers to deny or downcode claims in violation of the prudent layperson standard. Identify any gaps in available resources and recommend or develop documentation that chapters can use in advocating for legislation opposing such policies. (State Legislative/Regulatory is the lead committee.)
8. Complete development of an information paper and/or legislative toolkit to assist members in advocating for applicable changes to state insurance laws as directed in Amended Resolution 29(18) Insurance Collection of Patient Financial Responsibility.
9. Assess the need for and develop, as appropriate, model state legislation and other resources for chapters to work with state and local health departments regarding expedited therapy as directed in Amended Resolution 50(20) Support for Expedited Therapy.
10. Develop model legislation emulating Arizona house bill 2622 (2021) to share with chapters as directed in Amended Resolution 31(21) Employment Retaliation, Whistleblower, Wrongful Termination (second resolved).
11. Work with the Ethics Committee and the Medical-Legal Committee to develop a policy statement and Policy Resource & Education Paper (PREP) to address Amended Resolution 52(21) Standardization of Medical Screening Exams of Arrested Persons Brought to the ED. (Ethics is the lead committee.)
12. Collaborate with other interested organizations to create easily accessible transparent toolkits that outline state-specific policies and laws regarding law enforcement presence in the hospital environment, including but not limited to the ED as directed in Amended Resolution 54(21) Understanding the Effects of Law Enforcement Presence in the ED (second resolved).
13. Develop a policy statement to support that anyone, physicians or non-physician practitioners, who engages in the practice of medicine be regulated by the respective state medical board of their respective states as directed in Amended Resolution 74(21) Regulation by State Medical Boards of All Who Engage in Practice of Medicine (first resolved).
14. Work with the Reimbursement Committee to revise the Out-of-Network Consensus Principles and Proposed Solutions documents. (State Legislative/Regulatory is the lead committee.)

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15. Develop a policy statement in support of the expansion of Medicaid to the levels allowable by federal law in recognition of the benefit of increasing health care access to eligible patients, including some of our most vulnerable, while decreasing the uncompensated care provided by emergency physicians and develop toolkit to assist ACEP state chapters in their efforts to advocate for such expansion of Medicaid in their states as directed in Resolution 40(22) Support for Medicaid Expansion.