

## H.B. 14

# SUBSTANCE ABUSE TREATMENT FACILITY PATIENT BROKERING

HOUSE FLOOR AMENDMENTS

AMENDMENT 4

JANUARY 29, 2018 3:33 PM

Representative **Eric K. Hutchings** proposes the following amendments:

1. *Page 13, Lines 380 through 385*

*House Committee Amendments*

*1-25-2018:*

380           (5) Notwithstanding Subsection (1)(a) and subject to Subsections (1)(b) and (2), an  
381   individual is guilty of a third degree felony   {and, upon conviction, ~~it~~→ [shall] ~~may~~ ←~~it~~ be  
381a   imprisoned for not  
382   more than five years}   if the individual knowingly and willfully offers, pays, promises to pay,  
383   solicits, or receives any remuneration, including any commission, bonus, kickback, bribe, or  
384   rebate, directly or indirectly, overtly or covertly, in cash or in kind, or engages in any split-fee  
385   arrangement in return for:

2. *Page 13, Lines 397 through 398*

*House Committee Amendments*

*1-25-2018:*

397           (d) payments to or by a health care provider, practice group, or substance use disorder  
398   treatment program that has contracted with a   local mental health authority, a local substance abuse  
                  authority, a   health insurer, a health care purchasing group, or

3. *Page 14, Lines 410 through 416:*

410           (ii) does not provide or represent that the information service provides diagnostic or  
411   counseling services or assessments of illness or injury and does not make any promises of cure  
412   or guarantees of treatment;   and  
413           {~~(iii) does not provide or arrange for transportation of a patient to or from the location~~  
414   of a health care provider, practice group, or substance use disorder treatment program; and}  
415           {~~(iv)~~}   (iii)   charges and collects fees from a health care provider, practice group, or substance  
416   use disorder treatment program participating in information services that are set in advance, are

