

Private Health Insurance (Prostheses) Amendment Rules (No. 2) 2019

I, Julianne Quaine, delegate of the Minister for Health, make the following Rules.

Dated 26 February 2019

Julianne Quaine Assistant Secretary
Office of Health Technology Assessment
Technology Assessment and Access Division

Department of Health

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Schedule 1—Amendments 2

*Private Health Insurance (Prostheses) Rules 2019 (No.1)*

1 Name

 This instrument is the *Private Health Insurance (Prostheses) Amendment Rules (No. 2) 2019*.

2 Commencement

 This instrument commences immediately after the commencement of the *Private Health Insurance (Prostheses) Rules 2019 (No. 1)*.

3 Authority

 This instrument is made under item 4 of the table in section 333-20 of the *Private Health Insurance Act 2007*.

4 Schedules

 Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

*Private Health Insurance (Prostheses) Rules 2019 (No. 1)*

1 Rule 4

 Insert:

***default minimum benefit*** has the meaning given by subrule 9(5).

***Medicare Benefit item 38290*** has the meaning given by subrule 9(5).

***sum of default minimum benefits*** has the meaning given by subrule 9(5).

2 Rule 9

Repeal Rule 9, substitute:

**9 Benefits for prostheses provided as part of hospital treatment**

 (1) For a no gap prosthesis provided as part of an episode of hospital treatment in a private hospital, the minimum benefit and the maximum benefit are each the amount for that prosthesis listed in the column in Schedule 1 under the heading ‘Minimum Benefit’.

 (1A) For a no gap cardiac ablation catheter, mapping catheter for cardiac ablation or patch for cardiac ablation provided as part of an episode of hospital treatment in a private hospital and used in a surgical procedure described in Medicare Benefit item 38290, the minimum benefit and the maximum benefit for the prosthesis are as follows:

 (a) if the sum of the default minimum benefits for the procedure in which the prosthesis was used is $6399 or less, the minimum benefit and the maximum benefit are each the default minimum benefit for the prosthesis;

 (b) if the sum of default minimum benefits for the procedure in which the prosthesis was used is more than $6399, the minimum benefit and the maximum benefit are each to be calculated using the following method: divide the default minimum benefit for the prosthesis by the sum of the default minimum benefits for the procedure in which the prosthesis was used, and multiply the result by $6399.

Note: For example, if a cardiac ablation catheter, a mapping catheter for cardiac ablation and a patch for cardiac ablation each listed in Schedule 1 are used in a relevant procedure in accordance with any conditions, and the default minimum benefit of the cardiac ablation catheter is X, the default minimum benefit of the mapping catheter for cardiac ablation is Y, and the default minimum benefit of the patch for cardiac ablation is Z, the sum of the default minimum benefits for the procedure is (X+Y+Z). If the sum of the default minimum benefits for the procedure (X+Y+Z) is more than $6399, the minimum benefit and maximum benefit for the cardiac ablation catheter is calculated by taking X, dividing it by (X+Y+Z), then multiplying the result by $6399.

 (2) For a gap permitted prosthesis provided as part of an episode of hospital treatment in a private hospital:

 (a) the minimum benefit is the amount for that prosthesis in the column in Schedule 1 under the heading ‘Minimum Benefit’; and

 (b) the maximum benefit is the amount for that prosthesis in the column in Schedule 1 under the heading ‘Maximum Benefit’.

 (3) For a no gap prosthesis provided as part of an episode of hospital treatment in a public hospital:

 (a) the minimum benefit is the lesser of the following amounts:

 (i) the amount for that prosthesis listed in the column under the heading ‘Minimum Benefit’ in Schedule 1; or

 (ii) the amount of the insured person’s liability to the public hospital for that prosthesis; and

 (b) the maximum benefit is the amount for that prosthesis listed in the column under the heading 'Minimum Benefit' in Schedule 1.

 (3A) For a no gap cardiac ablation catheter, mapping catheter for cardiac ablation or patch for cardiac ablation, provided as part of an episode of hospital treatment in a public hospital and used in a surgical procedure described in Medicare Benefit item 38290:

 (a) the minimum benefit for the prosthesis is the lesser of:

 (i) the amount for that prosthesis calculated in accordance with subrule (3B); or

 (ii) the amount of the insured person’s liability to the public hospital for that prosthesis; and

 (b) the maximum benefit is the amount for the prosthesis calculated in accordance with subrule (3B).

 (3B) The amount for a prosthesis calculated in accordance with this subrule is the following amount:

 (a) if the sum of default minimum benefits for the procedure in which the prosthesis was used is $6399 or less, the amount is the default minimum benefit for the prosthesis;

 (b) if the sum of default minimum benefits for the procedure in which the prosthesis was used is more than $6399, the amount is to be calculated as follows: divide the default minimum benefit for the prosthesis by the sum of the default minimum benefits for the procedure in which the prosthesis was used, and multiply the result by $6399.

Note: For example, if a cardiac ablation catheter, a mapping catheter for cardiac ablation and a patch for cardiac ablation each listed in Schedule 1 are used in a relevant procedure in accordance with any conditions, and the default minimum benefit of the cardiac ablation catheter is X, the default minimum benefit of the mapping catheter for cardiac ablation is Y, and the default minimum benefit of the patch for cardiac ablation is Z, the sum of the default minimum benefits for the procedure is (X+Y+Z). If the sum of the default minimum benefits for the procedure (X+Y+Z) is more than $6399, the amount calculated in accordance with subrule (3B) for the cardiac ablation catheter is calculated by taking X, dividing it by (X+Y+Z), then multiplying the result by $6399.

 (4) For a gap permitted prosthesis provided as part of an episode of hospital treatment in a public hospital:

 (a) the minimum benefit is the lesser of the following amounts:

 (i) the amount for that prosthesis listed in the column under the heading ‘Minimum Benefit’ in Schedule 1; or

 (ii) the amount of the insured person’s liability to the public hospital for that prosthesis; and

 (b) the maximum benefit is the amount for that prosthesis listed in the column under the heading ‘Maximum Benefit’ in Schedule 1.

Note: Paragraphs (d) and (e) of subsection 72-10(5) of the Act deal with the fixing of minimum and maximum benefits when the Minister is making or varying the Private Health Insurance (Prostheses) Rules.

 (5) For the purposes of this Rule:

the ***default minimum benefit*** for a prosthesis is the amount for that prosthesis listed in the Column in Schedule 1 under the heading ‘Minimum Benefit’;

***Medicare Benefit item 38290*** means item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*.

the ***sum of default minimum benefits*** for a procedure is the sum of the default minimum benefits for each cardiac ablation catheter, mapping catheter for cardiac ablation and patch for cardiac ablation used in that procedure;

3 Schedule 1, Part A (cell at table item with Billing Code MN237, column headed “Minimum Benefit”)

Repeal “$342.00”, substitute “$43.00”.

4 Schedule 1, Part A (cell at table item with Billing Code DE678, column headed “Condition”)

Insert “Limited to use in patients with spinal tumours only.”

5 Schedule 1, Part A (cell at table item with Billing Code DE679, column headed “Condition”)

Insert “To be provided only to patients with Spinal Tumours”

6 Schedule 1, Part A (cell at table item with Billing code DE680, column headed “Condition”

Insert “To be provided only to patients with Spinal Tumours”

7 Schedule 1, at the end of Part C

Insert:

**08.18 - Cardiac Ablation**

**08.18.01 - Radio frequency (RF) Ablation**

**08.18.01.01 - Ablation Catheter**

**Abbott**

**ABBOTT MEDICAL AUSTRALIA PTY LTD.**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| SJ409 | FlexAbility Ablation Catheter | Sensor Enabled and Non-Sensor Enabled | D, F, J, D-F, F-J, D-D, F-F, J-J | $3,500.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| SJ410 | TactiCath™ Contact Force Ablation Catheter | Sensor Enabled and Non-Sensor Enabled catheter | DD, DF, FF, FJ, JJ, D, F. | $3,500.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**Biotronik**

**Biotronik Australia Pty Ltd**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| BT224 | AlCath Flutter Flux G eXtra | Mapping and Ablation Cardiac Catheter, Gold Tip(G) High Thermal Conduction Ablation, Advanced 3D irrigation (eXtra), FullCircle Deflection, Optimised stability,control & length for flutter | 7F ,95cm , 3.5mm Gold tip | $3,280.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| BT222 | AlCath G FullCircle | Mapping and Ablation Cardiac Catheter, Gold Tip(G) High Thermal Conduction Ablation, FullCircle Deflection, Standard or Long Tip. | 7F, 110cm , 4 mm Tip Gold (G) and 8mm (LT) Long Tip Gold(G) | $3,280.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| BT223 | AlCath Flux G eXtra | Mapping and Ablation Cardiac Catheter, Advanced 3D irrigation (eXtra), Gold Tip(G) High Thermal Conduction Ablation, FullCircle Deflection | 7F , 110cm , 3.5mm irrigated gold tip | $3,280.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| BT225 | AlCath Flutter LT G | Mapping and Ablation Cardiac Catheter, Gold Tip(G) High Thermal Conduction Ablation, FullCircle Deflection, Long 8mm Tip (LT), Optimised stability,control & length for flutter | 7F , 95cm , 8mm(LT) gold tip | $3,280.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| BT221 | AlCath Force | Mapping and Ablation Cardiac Catheter, Advanced 3D irrigation (eXtra), Gold Tip(G) High Thermal Conduction Ablation, FullCircle Deflection with Optical Contact Force Sensor | 7F, 110cm , 3.5mm tip | $3,280.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**Boston Scientific**

**Boston Scientific Australia Pty Ltd**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| BS359 | IntellaMap™ Orion High Resolution Mapping Catheter | High resolution 64-electrode steerable mapping catheter | 8.5F, 115cm | $2,700.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| BS361 | IntellaNav™ MiFi™ Open-Irrigated Ablation Catheter | IntellaNav™ Open-Irrigated, MiFi™ Mini-electrode Technology, Nav-abled | 110cm, shaft size 7.5F | $2,700.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**Johnson and Johnson**

**Johnson & Johnson Medical Pty Ltd**

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| --- | --- | --- | --- | --- | --- |
| MN238 | CARTO: SMARTTOUCH/ SMARTTOUCH SF | Contact Force Sensing Catheter: with/without Porous Tip | One size only | $3,700.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**Medtronic, single unit**

**Medtronic Australasia Pty Ltd**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| MI300 | PVAC Gold Phased RF catheter | The Pulmonary Vein Ablation Catheter (PVAC) Gold is a three-dimensional, anatomically designed, multi-electrode phased RF catheter used to map, pace, and ablate the pulmonary veins. | 9Fr | $6,399.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**08.18.01.02 - Patch**

**Abbott**

**ABBOTT MEDICAL AUSTRALIA PTY LTD.**

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| --- | --- | --- | --- | --- | --- |
| SJ408 | EnSite Patch | Surface Electrodes | Patch/Kit | $350.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**Boston Scientific**

**Boston Scientific Australia Pty Ltd**

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| --- | --- | --- | --- | --- | --- |
| BS360 | Rhythmia™ Location Reference Patch Kit | Rhythmia™ Location Reference Patch Kit (Box of 1) | 50mm diameter | $299.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**Johnson and Johnson**

**Johnson & Johnson Medical Pty Ltd**

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| --- | --- | --- | --- | --- | --- |
| MN239 | CARTO Reference | External Reference | One size only | $499.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**08.18.01.03 - Mapping Catheter**

**Abbott**

**ABBOTT MEDICAL AUSTRALIA PTY LTD.**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| SJ404 | Inquiry Optima Diagnostic Catheter | mapping catheter | 5F-8F | $2,549.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| SJ405 | Reflexion Spiral Variable Radius Catheter | mapping catheter | 5F-8F | $2,549.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| SJ406 | Advisor mapping catheter | mapping catheter | 5F-8F | $2,549.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |
| SJ407 | Afocus II EB Inquiry Steerable Catheter | mapping catheter | 5F-8F | $2,549.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**Johnson and Johnson**

**Johnson & Johnson Medical Pty Ltd**

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| --- | --- | --- | --- | --- | --- |
| MN240 | LASSO/ PENTARAY | Circular/High Density | Various | $2,200.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**08.18.02 - Cryoablation**

**08.18.02.01 - Ablation Catheter**

**Medtronic Australasia Pty Ltd**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| MI301 | Arctic Front Advance Cardiac CryoAblation Catheter | A flexible, over-the-wire balloon catheter used to ablate cardiac tissue | 23mm, 28mm | $5,100.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |

**08.18.02.02 - Mapping Catheter**

**Medtronic Australasia Pty Ltd**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| MI302 | Achieve / Achieve Advance Mapping Catheter | Intra-cardiac electrophysiology circular mapping catheter | 15mm, 20mm, 25mm | $1,299.00 | The prosthesis is only to be used in a surgical procedure described in item 38290 in Group T8 of the *Health Insurance (General Medical Services Table) Regulations 2018*. |