

Health Insurance (Section 3C General Medical Services – Additional GP Bulk‑billing Incentives) Determination 2020

made under subsection 3C(1) of the

Health Insurance Act 1973

**Compilation No. 1**

**Compilation date:** 1 May 2020

**Includes amendments up to:** F2020L00535

**Registered:** 29 May 2020

**About this compilation**

**This compilation**

This is a compilation of the *Health Insurance (Section 3C General Medical Services – Additional GP Bulk-billing Incentives) Determination 2020* that shows the text of the law as amended and in force on 1 May 2020 (the ***compilation date***).

The notes at the end of this compilation (the ***endnotes***) include information about amending laws and the amendment history of provisions of the compiled law.

**Uncommenced amendments**

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register (www.legislation.gov.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

**Application, saving and transitional provisions for provisions and amendments**

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

**Editorial changes**

For more information about any editorial changes made in this compilation, see the endnotes.

**Modifications**

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

**Self‑repealing provisions**

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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1 Name

 This instrument is the *Health Insurance (Section 3C General Medical Services – Additional GP Bulk‑billing Incentives) Determination 2020*.

2 Commencement

 (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information |
| --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument. | 20 April 2020 |  |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

 (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

 This instrument is made under subsection 3C(1) of the *Health Insurance Act 1973*.

4 Cessation

 Unless earlier revoked this instrument ceases as if revoked on 30 September 2020.

5 Definitions

Note: A number of expressions used in this instrument are defined in subsection 3(1) of the Act, including the following:

• clinically relevant service

• general medical services table

• item

• professional service

 (1) In this instrument:

***Act***means the *Health Insurance Act 1973*.

***bulk‑billed*** has the meaning given by clause 3.2.1 of the general medical services table.

***Modified Monash 2 area*** has the meaning given by Part 7 of the general medical services table.

***Modified Monash 3 area***has the meaning given by Part 7 of the general medical services table.

***Modified Monash 4 area*** has the meaning given by Part 7 of the general medical services table.

***Modified Monash 5 area*** has the meaning given by Part 7 of the general medical services table*.*

***Modified Monash 6 area***has the meaning given by Part 7 of the general medical services table.

***Modified Monash 7 area***has the meaning given by Part 7 of the general medical services table*.*

***patient at risk of COVID‑19*** ***virus*** has the meaning given by subsection 5(1) of the *Health Insurance (Section 3C General Medical Services ‑ COVID‑19 Telehealth and Telephone Attendances) Determination 2020*.

***practice location*** has the meaning given by Part 7 of the general medical services table.

***relevant provisions*** means all provisions of the Act and regulations made under the Act, and the *National Health Act 1953* and regulations made under the *National Health Act 1953*, relating to medical services, professional services or items.

***relevant service***means a health service, as defined in subsection 3C(8) of the Act, that is specified in a Schedule.

***Schedule***means a Schedule to this instrument.

***unreferred service*** has the meaning given by clause 3.2.1 of the general medical services table.

 (2) Unless the contrary intention appears, a reference in this instrument to a provision of the Act or the *National Health Act 1953* or a legislative instrument made under the Act or under the *National Health Act 1953* as applied, adopted or incorporated in relation to specifying a matter is a reference to those provisions as in force from time to time and any other reference to provisions of an Act or instrument is a reference to those provisions as in force from time to time.

6 Treatment of relevant services

 For subsection 3C(1) of the Act a relevant service, provided in accordance with this Determination and as a clinically relevant service, is to be treated, for the relevant provisions, as if:

 (a) it were both a professional service and a medical service; and

 (b) there were an item in the general medical services table that:

 (i) related to the service; and

 (ii) specified for the service a fee in relation to each State, being the fee specified in the Schedule in relation to the service.

Schedule 1—Relevant services – GP bulk‑billing incentives

**Division 1.1 – Services and fees – GP bulk‑billing incentives**

1.1.1 Application of items 10981 and 10982

 (1) Subclause 3.2.2(3) of the general medical services table has effect as if items 10981 and 10982 were also specified in that subclause.

|  |
| --- |
| Group M1—Management of bulk‑billed services |
| Subgroup 1—COVID‑19 Management of bulk billed services |
| Column 1Item | Column 2Description | Column 3Fee ($) |
| 10981 | A medical service to which an item of the general medical services table (other than this item, item 10982 or item 10990, 10991 or 10992 of the general medical services table) applies if:(a) the service is an unreferred service; and(b) the service is provided to a person who is a patient at risk of COVID‑19 virus; and(c) the person is not an admitted patient of a hospital; and(d) the service is bulk‑billed in relation to the fees for:(i) this item; and(ii) the other item in the general medical services table applying to the service; and(e) the service is not provided at, or from, a practice location in:(i) a Modified Monash 2 area; or(ii) a Modified Monash 3 area; or(iii) a Modified Monash 4 area; or(iv) a Modified Monash 5 area; or(v) a Modified Monash 6 area; or(vi) a Modified Monash 7 area | 15.00 |
| 10982 | A medical service to which an item of the general medical services table (other than this item, item 10981 or item 10990, 10991 or 10992 of the general medical services table) applies if:(a) the service is an unreferred service; and(b) the service is provided to a person who is a patient at risk of COVID‑19 virus; and(c) the person is not an admitted patient of a hospital; and(d) the service is bulk‑billed in relation to the fees for:(i) this item; and(ii) the other item in the general medical services table applying to the service; and(e) the service is provided at, or from, a practice location in:(i) a Modified Monash 2 area; or(ii) a Modified Monash 3 area; or(iii) a Modified Monash 4 area; or(iv) a Modified Monash 5 area; or(v) a Modified Monash 6 area; or(vi) a Modified Monash 7 area | 22.70 |

Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

**Abbreviation key—Endnote 2**

The abbreviation key sets out abbreviations that may be used in the endnotes.

**Legislation history and amendment history—Endnotes 3 and 4**

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

**Editorial changes**

The *Legislation Act 2003* authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

**Misdescribed amendments**

A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.

Endnote 2—Abbreviation key

|  |  |
| --- | --- |
| ad = added or inserted | o = order(s) |
| am = amended | Ord = Ordinance |
| amdt = amendment | orig = original |
| c = clause(s) | par = paragraph(s)/subparagraph(s) |
| C[x] = Compilation No. x |  /sub‑subparagraph(s) |
| Ch = Chapter(s) | pres = present |
| def = definition(s) | prev = previous |
| Dict = Dictionary | (prev…) = previously |
| disallowed = disallowed by Parliament | Pt = Part(s) |
| Div = Division(s) | r = regulation(s)/rule(s) |
| ed = editorial change | reloc = relocated |
| exp = expires/expired or ceases/ceased to have | renum = renumbered |
|  effect | rep = repealed |
| F = Federal Register of Legislation | rs = repealed and substituted |
| gaz = gazette | s = section(s)/subsection(s) |
| LA = *Legislation Act 2003* | Sch = Schedule(s) |
| LIA = *Legislative Instruments Act 2003* | Sdiv = Subdivision(s) |
| (md) = misdescribed amendment can be given | SLI = Select Legislative Instrument |
|  effect | SR = Statutory Rules |
| (md not incorp) = misdescribed amendment | Sub‑Ch = Sub‑Chapter(s) |
|  cannot be given effect | SubPt = Subpart(s) |
| mod = modified/modification | underlining = whole or part not |
| No. = Number(s) |  commenced or to be commenced |

Endnote 3—Legislation history

| Name | Registration | Commencement | Application, saving and transitional provisions |
| --- | --- | --- | --- |
| Health Insurance (Section 3C General Medical Services – Additional GP Bulk‑billing Incentives) Determination 2020 | 17 Apr 2020 (F2020L00441) | 20 Apr 2020 (s 2(1) item 1) |  |
| Health Insurance Legislation Amendment (Consequential Change to Incorporated GMST Clauses and Eye Movement Desensitisation and Reprocessing) Determination 2020 | 30 Apr 2020 (F2020L00535) | 1 May 2020 (s 2(1) item 1) | — |

Endnote 4—Amendment history

| Provision affected | How affected |
| --- | --- |
| s 2  | rep LA s 48D |
| s 5  | am F2020L00535 |
| **Schedule 1** |  |
| Schedule 1  | am F2020L00535 |