

Health Insurance Legislation Amendment (2023 Measures No. 2) Regulations 2023

I, General the Honourable David Hurley AC DSC (Retd), Governor‑General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 8 June 2023

David Hurley

Governor‑General

By His Excellency’s Command

Mark Butler

Minister for Health and Aged Care

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1 Name

 This instrument is the *Health Insurance Legislation Amendment (2023 Measures No. 2) Regulations 2023*.

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 | Immediately after the commencement of Schedule 3 to the *Health Insurance Legislation Amendment (2023 Measures No. 1) Regulations 2023*. | 1 July 2023 |

Note: This table relates only to the provisions of this instrument as originally made.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 the *Health Insurance Act 1973*.

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 Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Health Insurance (Diagnostic Imaging Services Table) Regulations (No. 2) 2020

1 Subclause 2.5.1(3) of Schedule 1

Omit “Subgroup 22”, substitute “Subgroups 22 and 32”.

2 Clause 2.5.9 of Schedule 1 (after table item 17)

Insert:

|  |  |  |  |
| --- | --- | --- | --- |
| 17A | 63501 and 63502 | 24 months | 1 |

3 Subclause 2.5.13A(1) of Schedule 1

Omit “Subject to subclauses (2), (3) and (4), if item 63491, 63494 or 63497”, substitute “Subject to subclauses (2) to (7), if item 63491, 63494, 63497, 63498 or 63499”.

4 At the end of clause 2.5.13A of Schedule 1

Add:

 (5) If 2 or more MRI services mentioned in item 63498 are performed for a person on the same day, the fee specified in that item applies to one of those services only.

 (6) If 2 or more MRI services mentioned in item 63499 are performed for a person on the same day, the fee specified in that item applies to one of those services only.

 (7) If:

 (a) one or more services mentioned in item 63498; and

 (b) one or more services mentioned in item 63499;

are performed for a person on the same day, the fee specified in item 63498 or item 63499, but not both those items, applies to one of those services only.

Health Insurance (General Medical Services Table) Regulations 2021

5 Clause 1.1.2 of Schedule 1

Repeal the clause, substitute:

1.1.2 Meaning of *eligible non‑vocationally recognised medical practitioner*

 (1) In this Schedule:

***eligible non‑vocationally recognised medical practitioner*** means:

 (a) a medical practitioner:

 (i) who is registered under the MedicarePlus for Other Medical Practitioners Program; and

 (ii) who successfully completed the requirements of that Program, as evidenced by written advice from the Chief Executive Medicare; or

Note: The MedicarePlus for Other Medical Practitioners Program will cease on 31 December 2023.

 (b) a medical practitioner who:

 (i) as at 30 June 2023, was registered under:

 (A) the After Hours Other Medical Practitioners Program; or

 (B) the Outer Metropolitan (Other Medical Practitioners) Relocation Incentive Program; or

 (C) the Rural Other Medical Practitioners’ Program; and

 (ii) is registered under, and providing general medical services in accordance with, the Other Medical Practitioners Extension Program; or

 (c) a medical practitioner:

 (i) who is registered as a medical practitioner under the MedicarePlus for Other Medical Practitioners Program; and

 (ii) providing general medical services in accordance with that Program.

Note: The MedicarePlus for Other Medical Practitioners Program will cease on 31 December 2023.

 (2) In subclause (1):

***After Hours Other Medical Practitioners Program*** means the program by that name that, before 1 July 2023, was administered by the Chief Executive Medicare.

***MedicarePlus for Other Medical Practitioners Program*** means the program by that name administered by the Chief Executive Medicare that, for medical services provided in accordance with the Program, provides a particular level of medicare benefits.

***Other Medical Practitioners Extension Program*** means the program by that name administered by the Chief Executive Medicare that, for medical services provided in accordance with the Program, provides a particular level of medicare benefits.

***Outer Metropolitan (Other Medical Practitioners) Relocation Incentive Program*** means the program by that name that, before 1 July 2023, was administered by the Chief Executive Medicare.

***Rural Other Medical Practitioners’ Program*** means the program by that name that, before 1 July 2023, was administered by the Chief Executive Medicare.

Note 1: The After Hours Other Medical Practitioners Program, the Outer Metropolitan (Other Medical Practitioners) Relocation Incentive Program and the Rural Other Medical Practitioners’ Program ceased on 30 June 2023.

Note 2: The MedicarePlus for Other Medical Practitioners Program will cease on 31 December 2023.

6 Clause 2.14.4 of Schedule 1

Repeal the clause, substitute:

2.14.4 Restrictions on items in Group A11—practitioners

 (1) Item 585 does not apply to a service described in the item that is provided by an eligible non‑vocationally recognised medical practitioner registered under the Other Medical Practitioners Extension Program (within the meaning of subclause 1.1.2(2)) who:

 (a) was registered under the After Hours Other Medical Practitioners Program on or before 30 June 2023; and

 (b) provides the service through a medical deputising service.

 (2) Each of items 588 and 591 apply to a service described in the item only if the service is provided by:

 (a) a medical practitioner other than a general practitioner; or

 (b) an eligible non‑vocationally recognised medical practitioner registered under the Other Medical Practitioners Extension Program (within the meaning of subclause 1.1.2(2)) who:

 (i) was registered under the After Hours Other Medical Practitioners Program on or before 30 June 2023; and

 (ii) provides the service through a medical deputising service.

7 Schedule 1 (item 30630, column 3)

Omit “518.95”, substitute “518.90”.