



New South Wales

Health Insurance Levies Amendment Bill 2024

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This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly

Clerk of the Legislative Assembly



New South Wales

Health Insurance Levies Amendment Bill 2024

No. _____, 2024

A Bill for

An Act to amend the *Health Insurance Levies Act 1982* to enable a base rate to be declared by the regulations; and for other purposes.

EXAMINED

Speaker

The LEGISLATIVE COUNCIL has this day agreed to this Bill with/without amendment.

Legislative Council

Clerk of the Parliaments

The Legislature of New South Wales enacts—

1

1 Name of Act

2

This Act is the *Health Insurance Levies Amendment Act 2024*.

3

2 Commencement

4

This Act commences on a day or days to be appointed by proclamation.

5

Schedule 1	Amendment of Health Insurance Levies Act 1982	1
	No 159	2
[1] Section 4 Definitions		3
	Insert in alphabetical order in section 4(1)—	4
	<i>base rate</i> means—	5
	(a) the base rate declared by the regulations under Schedule 3, clause 9, or	6
	(b) if no base rate is declared—\$3.27.	7
	<i>proclaimed month</i> means the first month to commence on or after the	8
	commencement of the <i>Health Insurance Levies Amendment Act 2024</i> .	9
[2] Section 4(1), definition of “prescribed rate”, paragraph (e)		10
	Omit “and for any month thereafter”.	11
	Insert instead “and for each month after July 1997 and before the proclaimed month”.	12
[3] Section 4(1), definition of “prescribed rate”, paragraph (f)		13
	Omit “Schedule 2.” from paragraph (e). Insert instead—	14
	Schedule 2, and	15
	(f) for the proclaimed month and for each month after the proclaimed	16
	month—the base rate, as adjusted from time to time in accordance with	17
	Schedule 2.	18
[4] Schedule 3 Transitional provisions		19
	Insert after Part 7—	20
Part 8	Provision consequent on enactment of Health	21
	Insurance Levies Amendment Act 2024	22
9	Regulations may declare base rate	23
	(1) The regulations may declare a base rate for this Act.	24
	(2) A base rate declared by a regulation has no effect in relation to a month that	25
	commences before the commencement of the regulation.	26
	(3) A regulation cannot be made under this clause after the operative date for	27
	2025.	28
	(4) A regulation declaring a base rate is an excluded instrument for the purposes	29
	of the <i>Subordinate Legislation Act 1989</i> if the only other provisions contained	30
	in the regulation are provisions dealing with its citation and commencement.	31
	(5) In this clause—	32
	<i>operative date</i> , in a year, has the same meaning as in Schedule 2, clause 1(4).	33
10	Review of levy in NSW Health Annual Report	34
	(1) The annual reporting information for the Ministry of Health must include the	35
	following information about the impacts of the levy—	36
	(a) the change in the number of people in New South Wales with hospital	37
	cover through private health insurance,	38
	(b) the change in waiting lists and waiting times for elective surgery,	39

- | | | |
|-----|--|---|
| (c) | other relevant information on the impact of the levy on the health care system. | 1 |
| | | 2 |
| (2) | The information must also be published on the NSW Health website. | 3 |
| (3) | This clause does not apply until the commencement of the <i>Health Insurance Levies Amendment Act 2024</i> , Schedule 1. | 4 |
| | | 5 |