

Abstract

Reimbursement of healthcare from the health insurance

The subject matter of this thesis is a legal analysis of the conditions under which the healthcare provided to insured persons is reimbursed from the public health insurance funds. The author analyses how the constitutional right of the insured persons stipulated in the Article 31 of the Czech Charter of Fundamental Rights and Freedoms to free healthcare is applied in practice. For the purposes of this theses, the author perceives healthcare in its entire complex – the work therefore focuses on legal assessment of the conditions under which medical procedures, medical devices and medicinal products are reimbursed from the public health insurance. Part of the thesis is also dedicated to the analysis of the basic principles of the German and Slovak healthcare system; with the focus on healthcare reimbursed from the health insurance.

This thesis is divided into four chapters. The introductory chapter focuses on a comprehensive introduction on the legal framework that establishes the system of public health insurance in the Czech Republic. This chapter analyzes the issue of legal relationships arising between health insurance companies, healthcare providers and insured persons within the framework of the public health insurance system. The main part of the first chapter is devoted to the legal analysis of the insured person's entitlement to healthcare reimbursed from the public health insurance according to the Act No. 48/1997 Coll., on public health insurance. Part of the introductory chapter is also devoted to direct payments of insured persons in connection with received healthcare, namely regulatory fees, and purported healthcare premiums. In conclusion of the first chapter, the author deals with the issue of reimbursement of healthcare provided to insured persons in other countries of the European Union, often referred to as cross-border health care.

The second chapter of the thesis deals with selected aspects of the contractual relationship between the health insurance company and the healthcare providers, namely the basic principles of reimbursement of medical procedures by health insurance companies. The subject matter of the third chapter is reimbursement regulation of medicinal products and medical devices. The final chapter analyzes the basic principles of public health insurance system in Federal Republic of Germany and the Slovak Republic.