

# THE CROATIAN PARLIAMENT

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Pursuant to Article 89 of the Constitution of the Republic of Croatia, I hereby issue the

## DECISION

### PROMULGATING THE ACT ON MANDATORY HEALTH INSURANCE AND HEALTH CARE OF ALIENS IN THE REPUBLIC OF CROATIA

I hereby promulgate the Act on Mandatory Health Insurance and Health Care of Aliens in the Republic of Croatia, passed by the Croatian Parliament at its session on 21 June 2013.

Class: 011-01/13-01/158

Reg. No: 71-05-03/1-13-2

Zagreb, 24 June 2013

The President of the Republic of Croatia  
**Ivo Josipović, m. p.**

## ACT

### ON MANDATORY HEALTH INSURANCE AND HEALTH CARE OF ALIENS IN THE REPUBLIC OF CROATIA

#### I GENERAL PROVISIONS

##### Article 1

(1) This Act governs mandatory health insurance and health care of aliens in the Republic of Croatia, the scope of the rights arising from mandatory health insurance, the rights and obligations of mandatory health insurance carriers, the scope of the right to health care and other rights and obligations of aliens pursuant to this Act, the conditions and method of providing and financing health care services provided to aliens in the Republic of Croatia, and the rights and obligations of health care providers.

(2) The terms used in this Act in a gender-specific form, be it masculine or feminine, shall refer to both male and female genders alike.

##### Article 2

This Act transposes into the legal order of the Republic of Croatia Directive 2011/24/EU of the European Parliament and of the Council of 9 March 2011 on the application of patients'

rights in cross-border health care (OJ L 88, 4.4.2011) – hereinafter referred to as “Directive 2011/24/EU”.

### Article 3

For the purposes of this Act, an alien shall be any person who is not a Croatian national.

## II MANDATORY HEALTH INSURANCE OF ALIENS

### Article 4

(1) Unless otherwise provided for in Regulation (EC) No 883/2004, as last amended by Regulation (EU) No 1124/2012, in an international agreement or in a special law, the following persons shall be obliged to insure themselves under mandatory health insurance: aliens who have been granted a permanent stay in the Republic of Croatia (hereinafter referred to as “aliens on a permanent stay”), nationals of other Member States of the European Union (hereinafter referred to as „Member States“) who have been granted a temporary stay in the Republic of Croatia (hereinafter referred to as „aliens on a temporary stay“), provided that they are not covered by mandatory health insurance in another Member State, and nationals of a country that is not a Member State of the European Union (hereinafter referred to as „third country“) who are on a temporary stay in the Republic of Croatia.

(2) Aliens referred to in paragraph 1 of this Article shall be granted the rights and obligations arising from mandatory health insurance on the basis of the principles of reciprocity, solidarity and equality, in the manner and under the conditions laid down in the European Union regulations, Directive 2011/24/EU, the Mandatory Health Insurance Act, this Act and regulations made under these Acts.

#### *1. Aliens on a permanent stay*

### Article 5

(1) Aliens on a permanent stay in the Republic of Croatia shall be insured under mandatory health insurance under one of the bases for insurance determined by the Mandatory Health Insurance Act, and shall gain the status of the insured or the status of an insured person in the mandatory health insurance scheme, and shall acquire the rights and obligations under mandatory health insurance within the scope determined by that Act.

(2) An alien who is a family member of the alien referred to in paragraph 1 of this Article and resides lawfully in the Republic of Croatia, but who has not been granted a permanent stay and is only on a temporary stay in the Republic of Croatia, shall be obliged to be insured under mandatory health insurance in accordance with this Act, unless otherwise provided for in the European Union regulations or in an international agreement.

(3) The alien referred to in paragraph 2 of this Act who is obliged to be insured under mandatory health insurance shall submit a registration for mandatory health insurance to a regional office of the Croatian Health Insurance Fund (hereinafter referred to as the “Fund”) that is competent according to his/her place of residence, within eight days from the date on which the decision granting a temporary stay in the Republic of Croatia becomes enforceable.

## *2. Aliens on a temporary stay*

### Article 6

(1) Aliens on a temporary stay in the Republic of Croatia, as referred to in Article 4, paragraph 1 of this Act, regardless of the purpose for which the temporary stay was granted, whose right to mandatory health insurance or health care is not ensured on another basis, shall submit a registration for mandatory health insurance to a regional office of the Fund that is competent according to his/her place of residence, within eight days from the date on which the temporary stay was granted, or from the date on which the decision referred to in paragraph 4 of this Article becomes enforceable, and shall be liable to pay contributions for mandatory health insurance in accordance with a special law.

(2) By way of derogation from paragraph 1 of this Article, an alien on a temporary stay in the Republic of Croatia who stays in the Republic of Croatia for the purpose of secondary or higher education and possesses evidence of insurance against the risk of using health care during his/her temporary stay in the Republic of Croatia shall not be required to register for mandatory health insurance, but shall be obligated to bear the costs of health care received from a health care institution or from a private health care professional or some other health care provider in the Republic of Croatia.

(3) For an alien – a child up to the age of 18 years who is on a temporary stay, the person liable to pay contributions shall be his/her parent, guardian, or other legal or natural person who is caring for the child or at whose invitation the child is staying in the Republic of Croatia.

(4) The competent police administration or police station shall inform the Fund, without delay and not later than within eight days after the date of enforceability of a decision granting a temporary stay, that the alien referred to in paragraph 1 of this Article has been granted a temporary stay.

(5) The Fund shall without delay submit a notification about the insured person status granted to the alien referred to in paragraph 1 of this Article to the Tax Administration of the Ministry of Finance competent according to his/her place of residence.

(6) By way of derogation, for an alien to whom a temporary stay in the Republic of Croatia has been granted for the purpose of secondary school education, university study, specialisation or scientific research and who is a recipient of a scholarship provided by a national authority of the Republic of Croatia, a local or regional self-government body, an association or other legal or natural person, a registration for mandatory health insurance shall be submitted by the scholarship provider, which shall be liable to pay contributions for mandatory health insurance, unless otherwise provided for in the scholarship contract.

(7) A registration for mandatory health insurance shall not be required for aliens on a temporary stay in the Republic of Croatia for the purpose of higher education if they came on the basis of youth mobility programmes, general student exchange agreements, inter-university agreements and other programmes and initiatives carried out by the relevant education and science body, on condition that health insurance is covered by these programmes.

## Article 7

The alien referred to in Article 6, paragraph 1 of this Act shall acquire the rights and obligations arising from mandatory health insurance provided that he/she has previously made an one-off payment of mandatory health insurance contribution in the amount determined by applying the lowest base for the calculation of the mandatory health insurance contribution, for a maximum period of 12 months beginning on the date of cessation of the previous status of insured person or on the date of termination of insurance in another country which is included in qualifying periods of insurance in accordance with the European Union regulations or an international agreement.

## Article 8

(1) For an alien referred to in Article 6, paragraph 1 of this Act who has not paid mandatory health insurance contributions for a period of at least 30 days, rights under mandatory health insurance shall be limited to the right to urgent medical assistance.

(2) For the purposes of this Act, urgent medical assistance shall mean the provision of diagnostic and therapeutic procedures that are necessary to eliminate imminent danger to life and health.

(3) The rights referred to in paragraph 1 of this Article shall be fully recovered for a future period starting from the day when the overdue contributions and the relevant interest have been paid.

## Article 9

Within eight days from the date of receipt of the Fund's notification referred to in Article 6, paragraph 5 of this Act, the Tax Administration of the Ministry of Finance shall issue a decision determining the contribution liability referred to in Article 6 of this Act, as well as the type, calculation basis and monthly amount of the contribution and the period for which the liability applies.

## Article 10

(1) A national of another Member State who is a beneficiary of the right to a pension in accordance with the pension insurance legislation of the Republic of Croatia and is on a temporary stay in the Republic of Croatia, but who is not covered by mandatory health insurance in one of the Member States, shall be required to register for mandatory health insurance within eight days after the date of enforceability of a decision granting a temporary stay.

(2) The alien referred to in paragraph 1 of this Article shall acquire the status of the insured in the mandatory health insurance scheme and shall have the same rights and obligations arising from mandatory health insurance as the insured who acquired such status in accordance with the Mandatory Health Insurance Act by virtue of being a beneficiary of the right to a pension in accordance with the pension insurance legislation of the Republic of Croatia.

(3) A national of another Member State, or a national of a third country, who is on a temporary stay in the Republic of Croatia and is a beneficiary of the right to a pension

provided exclusively by a foreign pension insurance provider, and who does not exercise the right to mandatory health insurance or health care in accordance with the European Union regulations or an international agreement, shall be required to register for mandatory health insurance within the deadline specified in paragraph 1 of this Article and shall be liable to pay contributions for mandatory health insurance on his/her pension in accordance with a special law.

#### Article 11

(1) The rights under the mandatory health insurance enjoyed by the insured in accordance with the Mandatory Health Insurance Act shall be granted to the same extent to nationals of another Member State who are on a temporary stay in the Republic of Croatia, provided that they are not insured under a mandatory health insurance scheme in one of the Member States, and for whom, on the basis of earnings used to determine other income pursuant to the income tax legislation, one-off or multiple payments of the mandatory health insurance contribution have been made in the past five years for a period of six months, in the amount at least equal to the amount of the contribution calculated using the lowest base for the calculation of the mandatory health insurance contribution, in accordance with the legislation governing mandatory insurance contributions, unless they exercise the right to mandatory health insurance on some other ground.

(2) Persons referred to in paragraph 1 of this Article shall retain their status of the insured with the Fund for the entire period during which their monthly contribution for mandatory health insurance, calculated applying at least the lowest base for the calculation of the contribution, is paid on the basis of contributions paid on other earnings.

#### Article 12

(1) Provided that he/she is not insured under mandatory health insurance in one of the Member States, and unless otherwise provided for in the European Union regulations, a national of another Member State who is on a temporary stay in the Republic of Croatia may acquire the status of an insured person – family member of the insured referred to in the Mandatory Health Insurance Act, in the manner and under the conditions laid down in that Act for the acquisition of the status of an insured person – family member of the insured, and shall have the same rights and obligations arising from mandatory health insurance as insured persons who acquired such status in accordance with the Mandatory Health Insurance Act.

(2) The alien referred to in paragraph 1 of this Article shall have the status of an insured person during the period for which he/she is granted a temporary stay.

(3) An alien who is the holder of mandatory health insurance referred to in paragraph 1 of this Act and who works in a third country with which the Republic of Croatia has not concluded an international agreement shall be obliged to take out mandatory health insurance and pay the prescribed mandatory health insurance contribution for every member of his/her family referred to in paragraph 1 of this Article who does not have health insurance with a health insurance provider in the country in which the insurance holder works, and who, before the insurance holder left for the third country in order to work there, had mandatory health insurance in the Republic of Croatia as a member of his/her family.

#### Article 13

(1) The rights and obligations under mandatory health insurance conferred on insured persons referred to in Articles 5, 6, 10, 11 and 12 of this Act may neither be transferred to other persons nor inherited.

(2) By way of derogation from the provision of paragraph 1 of this Article, rights to cash benefits that fell due for payment but remained unpaid on account of death of the insured person shall be inheritable.

#### Article 14

The base and rate of contributions for mandatory health insurance of aliens referred to in Article 6, paragraph 1 of this Act shall be determined by a special law.

### *3. Exercise of the rights and obligations arising from mandatory health insurance*

#### Article 15

An alien who is required by this Act to be insured under mandatory health insurance shall exercise the rights and obligations arising from mandatory health insurance under the same conditions and in the same manner as insured persons who acquired such status in accordance with the Mandatory Health Insurance Act, and shall be subject to the provisions of that Act governing the rights arising from mandatory health insurance and the conditions and manner of exercising the rights and obligations arising from mandatory health insurance.

## III HEALTH CARE OF ALIENS

#### Article 16

(1) An alien who is not required to be insured under mandatory health insurance in accordance with this Act shall have the right to health care, which he/she shall exercise in the manner, under the conditions and to the extent set out in this Act, Directive 2011/24/EU, the European Union regulations and an international agreement.

(2) Before using health care services provided by a health care institution, private health care professional or other health care providers, an alien shall prove his/her status by a document issued by the police administration or police station.

#### Article 17

The following aliens may receive health care in the Republic of Croatia:

- aliens on a short-term stay,
- aliens on a temporary stay who are not insured under mandatory health insurance in accordance with this Act,
- asylum seekers,
- aliens granted temporary protection,

- asylees,
- aliens – family members of an asylee,
- aliens granted subsidiary protection,
- aliens – family members of an alien granted subsidiary protection,
- aliens staying illegally in the Republic of Croatia.

#### Article 18

An alien referred to in Article 16 of this Act shall personally bear the costs of the health care received in the Republic of Croatia, unless he/she exercises the right to health care on some other ground or in accordance with the European Union regulations or an international agreement, if not otherwise provided for in this Act.

#### Article 19

(1) The Republic of Croatia shall allocate funds in the State Budget for the health care of:

1. asylum seekers,
2. aliens granted temporary protection,
3. asylees,
4. aliens – family members of an asylee, if mandatory health insurance or health care is not provided to them on some other ground,
5. aliens granted subsidiary protection,
6. aliens – family members of an alien granted subsidiary protection, if mandatory health insurance or health care is not provided to them on some other ground,
7. minor aliens found to be staying in the Republic of Croatia without parental care or unaccompanied by a parent or an adult responsible for them,
8. aliens staying in the Republic of Croatia following an invitation from Croatian state authorities,
9. aliens suffering from cholera, plague, viral haemorrhagic fevers or typhoid fever,
10. aliens staying illegally in the Republic of Croatia, who are accommodated in a reception centre or whose removal has been temporarily postponed or who has been given a time limit for return.

(2) Funds for the health care of aliens referred to in paragraph 1, items 1 to 6 of this Article shall not be provided from the State Budget of the Republic of Croatia if mandatory health insurance or health care of these aliens is provided on some other basis.

(3) In addition to funds for the health care of persons referred to in paragraph 1 of this Article, funds shall also be provided from the State Budget for the purpose of paying costs of urgent medical assistance referred to in Article 8, paragraph 2 of this Act provided to an alien who is obliged to pay the costs of this health care, but from whom these costs cannot be recovered within the time limits specified in this Act or cannot be recovered at all.

(4) The budget of a local or regional self-government unit shall provide funds for the health care of aliens staying in the Republic of Croatia at the invitation of its authorities.

### *1. Asylum seekers and aliens granted temporary protection*

#### Article 20

(1) Asylum seekers and aliens granted temporary protection shall be entitled to urgent medical assistance referred to in Article 8, paragraph 2 of this Act.

(2) Asylum seekers who have been subjected to torture, rape or other serious acts of violence, as well as asylum seekers with specific medical needs shall be provided with the necessary health care in connection with their specific health condition or with the consequences resulting from the mentioned acts.

(3) The scope of the right to the health care referred to in paragraph 2 of this Article shall be laid down in an ordinance issued by the minister responsible for health after obtaining the prior opinion of the minister responsible for the interior.

(4) Costs of the health care referred to in paragraphs 1 and 2 of this Article shall be paid from the State Budget of the Republic of Croatia, from the budget line-item dedicated to the ministry responsible for health.

### *2. Asylees and aliens granted subsidiary protection*

#### Article 21

(1) Asylees and aliens granted subsidiary protection, as well as aliens – family members of an asylee or of an alien granted subsidiary protection shall be entitled to health care to the same extent as persons insured under mandatory health insurance.

(2) Costs of the health care referred to in paragraph 1 this Article shall be paid from the State Budget of the Republic of Croatia, from the budget line-item dedicated to the ministry responsible for health.

### *3. Minor aliens without parental care*

#### Article 22

(1) Minor aliens found to be staying in the Republic of Croatia without parental care or unaccompanied by a parent or an adult responsible for them shall be entitled to health care to the same extent as persons insured under mandatory health insurance.



(2) Costs of the health care referred to in paragraph 1 this Article shall be paid from the State Budget, from the budget line-item dedicated to the ministry responsible for health.

*4. Aliens staying in the Republic of Croatia at the invitation of a Croatian state authority or a body of a local or regional self-government unit*

Article 23

Costs of health care for an alien staying in the Republic of Croatia at the invitation of a Croatian state authority or a body of a local or regional self-government unit shall be borne by the authority or body inviting the alien, unless the alien exercises his/her right to health care in accordance with the European Union regulations or an international agreement.

*5. Aliens staying illegally in the Republic of Croatia*

Article 24

(1) An alien referred to in Article 19, paragraph 1, item 10 of this Act who is staying illegally in the Republic of Croatia shall be entitled to urgent medical assistance referred to in Article 8, paragraph 2 of this Act.

(2) An alien who has been given a time limit for returning to his/her state of nationality or to the state from which he/she came shall be entitled to the health care referred to in paragraph 1 of this Article during this time limit.

(3) Costs of the health care referred to in paragraphs 1 and 2 of this Article shall be borne by the alien, unless these costs cannot be collected in accordance with the provisions of this Act, in which case they shall be paid from the State Budget of the Republic of Croatia, from the budget line-item dedicated to the ministry responsible for health.

*6. Urgent medical assistance*

Article 25

An alien who is not covered by mandatory health insurance or to whom health care is not provided in accordance with the European Union regulations or an international agreement, shall be entitled to urgent medical assistance, including emergency transport to an appropriate health care institution and medical care during transport that are necessary to eliminate imminent danger to life and health, in accordance with the standard of the right to health care under mandatory health insurance.

Article 26

(1) Costs of health care, including costs of transport referred to in Article 25 of this Act, shall be borne by the alien, to whom the health care institution, private health care professional or other health care provider shall issue an invoice in accordance with the prices determined by a general by-law of the Fund for entities contracted to provide health care under mandatory health insurance, at the latest prior to the discharge from treatment.

(2) A health care worker in a health care institution or other health care provider shall, without delay, request presentation of documents proving the identity of the alien.

(3) The alien referred to in paragraph 1 of this Article or the legal representative of a minor alien shall pay the costs of health care immediately, but not later than eight days after the date of invoicing.

(4) If the alien or his/her legal representative is not able to immediately pay the health care costs referred to in paragraph 1 of this Article, the health care institution or private health care professional or other health care provider shall take a written statement from the alien or his/her legal representative, which must contain the following information:

- the first name and family name of the alien,
- the nationality of the alien,
- the place of domicile or residence and the home address of the alien,
- the number of the travel document, the date of its issue and the name of the issuing authority,
- the amount of the costs of the health care provided,
- the method of payment.

(5) If the alien fails to pay the cost of the health care provided, as per the invoice issued and within the time limit specified in paragraph 1 of this Article, the health care institution or private health care professional or other health care provider shall provide the ministry responsible for the interior with information on unpaid alien's costs for the purpose of undertaking measures provided for in the legislation governing the residence and movement of aliens in the Republic of Croatia.

#### Article 27

(1) The invoice referred to in Article 26, paragraph 1 of this Act shall be an enforceable document pursuant to which the costs of the health care service provided may be recovered from the alien in the country of his/her domicile, residence or nationality or from the competent authority of the country of his/her domicile, residence or nationality.

(2) The recovery of costs referred to in paragraph 1 of this Article shall be carried out by the health care institution or private health care professional or other health care provider, through the ministry responsible for foreign and European affairs, in cases when the amount invoiced for the healthcare service provided cannot be collected in accordance with Article 26, paragraph 2 of this Act.

#### Article 28

(1) The health care institution or private health care professional or other health care provider whose invoice for the health care service provided is not paid in accordance with Article 26, paragraph 2 or Article 27 of this Act, shall submit to the ministry responsible for health a

request for the payment of costs and the invoice, together with medical documents and evidence referred to in Article 26, paragraphs 3 and 4 and Article 27 of this Act proving that it tried, but failed to recover the costs of the healthcare service provided, with a view to recovering the costs from the State Budget of the Republic of Croatia.

(2) After receiving the request referred to in paragraph 1 of this Article, the ministry responsible for health shall carry out checks to verify the information contained in the invoice and in the attached medical and other documents, and if such checks reveal deficiencies or irregularities in the invoice or documents it shall return the request and the attached documents to the health care institution or private health care professional or other health care provider for correction.

(3) The due date for payment of the invoice referred to in paragraph 1 of this Article shall be 60 days from the date of receipt of the complete and correct documentation.

#### Article 29

If the alien or the competent authority referred to in Article 27, paragraph 1 of this Article pays the costs of the health care service to the health care institution or private health care professional or other health care provider after the submission of the request referred to in Article 28 of this Act or after the receipt of funds from the State Budget of the Republic of Croatia, the health care institution or private health care professional or other health care provider shall, without delay, inform thereof the ministry responsible for health and shall repay to the State Budget of the Republic of Croatia, to the budget line-item dedicated to the ministry responsible for health, the sum received as compensation for costs, not later than eight days after the receipt of the funds.

### IV PROCEDURE FOR THE COLLECTION OF HEALTH CARE COSTS IN CASES WHEN AN ALIEN PERSONALLY BEARS THE COSTS

#### Article 30

(1) The health care institution or private health care professional or other health care provider that provided an alien, at his/her request, with a health care service which is not urgent medical assistance referred to in Article 25 of this Act or which is not covered by the right under mandatory health insurance or the right to health care to which an alien is entitled pursuant to the provisions of this Act, shall collect the costs from the alien or, in the case of a minor alien, from his/her legal representative.

(2) In the case referred to in paragraph 1 of this Article, the health care institution or private health care professional or other health care provider may require the alien to make an advance payment of an amount equal to the expected costs of the requested health care service or to give some other guarantee to secure payment.

(3) Health care institutions established by the Republic of Croatia or by a local or regional self-government unit shall, in the case referred to in paragraph 1 of this Article, require the alien to make an advance payment of an amount equal to the expected costs of the requested health care service.

(4) A health care institution or private health care professional or other health care provider may refuse to provide health care services to an alien who refuses to make an advance payment of the amount referred to in paragraph 2 of this Article or refuses to give other guarantee to secure payment.

(5) The health care institution, private health care professional or other health care provider shall issue an invoice for the costs of the health care provided to an alien as referred to in paragraph 1 of this Article, in accordance with the prices determined in accordance with the provisions of Article 32 of this Act, at the latest prior to the discharge from treatment.

#### Article 31

The health care institution or private health care professional or other health care provider contracted with the Fund to provide health care under mandatory health insurance shall schedule an appointment for the health care service referred to in Article 30 of this Act in accordance with the waiting list for persons insured under mandatory health insurance, in such a way that the scheduled appointment does not affect in any way the order of provision of the health care contracted with the Fund.

#### Article 32

(1) The prices for the health care services referred to in Article 30 of this Act shall be determined by the health care institution, private health care professional or other health care provider in accordance with the schedule of fees developed by the competent chamber.

(2) The health care prices referred to in paragraph 1 of this Article for healthcare of aliens from other Member States may not be determined in an amount higher than the amount determined for the healthcare of Croatian nationals who bear health care costs themselves.

### V NATIONAL CONTACT POINT

#### Article 33

The Fund shall be the national contact point for providing insured persons from other Member States with information concerning the use of health care provided by entities contracted with the Fund and by private health care providers that are not contracted with the Fund.

### VI PENAL PROVISIONS

#### Article 34

An alien referred to in Article 5, paragraphs 2, 6 and 10 of this Act who fails to submit or is late in submitting a registration for mandatory health insurance shall be guilty of a misdemeanour and shall be fined a sum between HRK 8 000.00 and HRK 15 000.00.

#### Article 35

(1) A legal or natural person referred to in Article 6, paragraph 6 of this Act that fails to submit a registration for mandatory health insurance for an alien to whom this person

provides a scholarship shall be guilty of a misdemeanour and shall be fined a sum between HRK 15 000.00 and HRK 50 000.00.

(2) The responsible person in the legal person shall be fined a sum between HRK 5 000.00 and HRK 10 000.00 for committing a misdemeanour referred to in paragraph 1 of this Article.

#### Article 36

(1) A health care institution or private health care professional or other health care provider that fails to repay funds to the State Budget of the Republic of Croatia in accordance with Article 29 of this Act, and a health care institution established by the Republic of Croatia or by a local or regional self-government unit that fails to act in accordance with Article 30, paragraph 3 of this Act shall be guilty of a misdemeanour and shall be fined a sum between HRK 15 000.00 and HRK 50 000.00.

(2) The responsible person in the legal person and the private health care professional shall be fined a sum between HRK 5 000.00 and HRK 10 000.00 for committing a misdemeanour referred to in paragraph 1 of this Article.

#### Article 37

A health care institution or private health care professional or other health care provider shall be guilty of a misdemeanour and shall be fined a sum between HRK 10 000.00 and HRK 20 000.00 for acting contrary to the provision of Article 31 of this Act.

#### Article 38

(1) A legal person shall be guilty of a misdemeanour and shall be fined a sum between HRK 10 000.00 and HRK 30 000.00 for failing to issue an invoice and collect the costs from an alien as required by the provisions of Article 30, paragraph 5 and Article 32 of this Act.

(2) The responsible person in the legal person and the private health care professional shall be fined a sum between HRK 5 000.00 and HRK 10 000.00 for committing a misdemeanour referred to in paragraph 1 of this Article.

### VII TRANSITIONAL AND FINAL PROVISIONS

#### Article 39

The minister responsible for health shall issue the ordinance referred to in Article 20, paragraph 3 of this Act within three months from the date of entry into force of this Act.

#### Article 40

An asylee who acquired the status of the insured in accordance with the Mandatory Health Insurance Act (Official Gazette 150/08, 94/09, 153/09, 71/10, 139/10, 49/11, 22/12, 57/12, 90/12 – Decision of the Constitutional Court of the Republic of Croatia, 123/12 and 144/12) before the entry into force of this Act shall retain the acquired rights until of cessation of the status of the insured granted on that basis.

Article 41

On the day of entry into force of this Act, the Decision on the manner of collecting health care costs borne personally by aliens (Official Gazette 55/98 and 3/05) and the Decision on the manner of covering costs from the State Budget for health care provided to aliens (Official Gazette 85/98) shall cease to have effect.

Article 42

On the day of entry into force of this Act, the Act on Health Care of Aliens in the Republic of Croatia (Official Gazette 114/97) shall cease to have effect.

Article 43

This Act shall be published in the Official Gazette and shall enter into force on the day of accession of the Republic of Croatia to the European Union, with the exception of the provisions of Articles 2 and 33, which shall enter into force on 25 October 2013.

Class: 022-03/13-01/149

Zagreb, 21 June 2013

THE CROATIAN PARLIAMENT  
The President  
of the Croatian Parliament

**Josip Leko**, m. p.