

NOTE: The governor signed this measure on 5/11/2013.

An Act

HOUSE BILL 13-1196

BY REPRESENTATIVE(S) Stephens, Conti, Fields, Gerou, Hullinghorst, Primavera, Schafer, Scott, Young;
also SENATOR(S) Newell.

CONCERNING REPORTING RELATING TO THE MEDICAID COORDINATED CARE SYSTEM.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **add** 25.5-5-417 as follows:

25.5-5-417. Reducing unnecessary duplicative services in the accountable care collaborative program - repeal. (1) (a) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

(I) THE STATE DEPARTMENT HAS CREATED A MEDICAID COORDINATED CARE SYSTEM KNOWN AND REFERRED TO IN THIS SECTION AS THE "ACCOUNTABLE CARE COLLABORATIVE" TO IMPROVE CLIENT HEALTH AND REDUCE COSTS IN THE MEDICAID PROGRAM;

(II) ONE OF THE PRIMARY GOALS OF THE ACCOUNTABLE CARE COLLABORATIVE IS TO REDUCE COSTS TO THE MEDICAID PROGRAM THROUGH

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

COORDINATION BETWEEN THE PRIMARY CARE MEDICAL PROVIDERS, THE REGIONAL CARE COLLABORATIVE ORGANIZATIONS, AND THE STATEWIDE DATA AND ANALYTICS CONTRACTOR;

(III) ADDITIONALLY, THE ACCOUNTABLE CARE COLLABORATIVE IS ALSO EVALUATING THE PAYMENT SYSTEM USED FOR THE MEDICAID PROGRAM TO IMPROVE CLIENT HEALTH OUTCOMES THROUGH MORE EFFECTIVE PAYMENT SYSTEMS;

(IV) THE STATE DEPARTMENT HAS ENTERED INTO CONTRACTS WITH REGIONAL ORGANIZATIONS FOR THE ACCOUNTABLE CARE COLLABORATIVE;

(V) THESE REGIONAL CARE COLLABORATIVE ORGANIZATIONS, REFERRED TO IN THIS SECTION AS "RCCOs", RECEIVE A PER-MEMBER, PER-MONTH PAYMENT TO PERFORM A NUMBER OF FUNCTIONS THAT INCLUDE BUT ARE NOT LIMITED TO SUPPORTING COMMUNITY-BASED CARE COORDINATION, BEING ACCOUNTABLE FOR HEALTH AND COST OUTCOMES, AND ENSURING CARE COORDINATION FOR ALL CLIENTS; AND

(VI) DESPITE CARE COORDINATION AND ACCOUNTABILITY EFFORTS, THERE REMAINS WITHIN THE MEDICAID SYSTEM WASTE AND DUPLICATION OF SERVICES THAT ARE INCREASING STATE MEDICAID COSTS AND PREVENTING MAXIMUM EFFICIENCY IN THE MEDICAID SYSTEM.

(b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT, IN AN EFFORT TO BRING GREATER TRANSPARENCY TO COST-CONTAINMENT EFFORTS BY THE ACCOUNTABLE CARE COLLABORATIVE, THE STATE DEPARTMENT SHALL REPORT ANNUALLY TO THE GENERAL ASSEMBLY CONCERNING EFFORTS TO REDUCE WASTE AND DUPLICATION WITHIN THE ACCOUNTABLE CARE COLLABORATIVE.

(2) AS PART OF THE ANNUAL REPORT REQUIRED PURSUANT TO PART 2 OF ARTICLE 7 OF TITLE 2, C.R.S., THE STATE DEPARTMENT SHALL PROVIDE INFORMATION CONCERNING THE FOLLOWING:

(a) THE SPECIFIC EFFORTS WITHIN THE ACCOUNTABLE CARE COLLABORATIVE, INCLUDING A SUMMARY OF TECHNOLOGY-BASED EFFORTS, TO IDENTIFY AND IMPLEMENT BEST PRACTICES RELATING TO COST CONTAINMENT, AND REDUCING AVOIDABLE, DUPLICATIVE, VARIABLE, AND INAPPROPRIATE USE OF HEALTH CARE RESOURCES, AND THE OUTCOME OF

THOSE EFFORTS, INCLUDING COST SAVINGS IF KNOWN;

(b) ANY STATUTES OR POLICIES OR PROCEDURES THAT PREVENT THE RCCOs FROM REALIZING EFFICIENCIES AND REDUCING WASTE WITHIN THE MEDICAID SYSTEM; AND

(c) ANY OTHER EFFORTS BY THE RCCOs OR THE STATE DEPARTMENT TO ENSURE THAT THOSE WHO PROVIDE CARE FOR MEDICAID CLIENTS ARE AWARE OF AND ACTIVELY PARTICIPATE IN REDUCING WASTE WITHIN THE MEDICAID SYSTEM.

(3) THE STATE DEPARTMENT SHALL INDICATE ON ITS REPORT THE COUNTIES BEING SERVED BY EACH RCCO.

(4) THIS SECTION IS REPEALED, EFFECTIVE JULY 15, 2018.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Mark Ferrandino
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

John P. Morse
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO