SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 26, 2015 Date

Committee on <u>Health & Human Services</u>.

After consideration on the merits, the Committee recommends the following:

<u>SB15-228</u> be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation:

Amend printed bill, page 2, line 10, after the period add "IF THE STATE
 DEPARTMENT RECEIVES ANY PETITIONS OR PROPOSALS FOR PROVIDER
 RATES TO BE REVIEWED OR ADJUSTED, THE STATE DEPARTMENT MUST
 FORWARD A COPY OF THE PETITION OR PROPOSAL TO THE ADVISORY
 COMMITTEE.".

Page 2, strike line 19 and substitute "NOTIFY THE STATE DEPARTMENT BY
DECEMBER 1 OF THE YEAR PRIOR TO THE YEAR IN WHICH".

8 Page 3, after line 2 insert:

9 "(c) (I) THE STATE DEPARTMENT MAY PROPOSE TO EXCLUDE RATES 10 FROM THE SCHEDULE ESTABLISHED PURSUANT TO PARAGRAPH (a) OF THIS 11 SUBSECTION (1) IF THOSE RATES ARE ADJUSTED ON A PERIODIC BASIS AS A 12 RESULT OF OTHER STATE STATUTE OR FEDERAL LAW OR REGULATION. THE 13 STATE DEPARTMENT SHALL INCLUDE THE PROPOSED LIST OF EXCLUSIONS 14 WITH THE SCHEDULE ESTABLISHED PURSUANT TO PARAGRAPH (a) OF THIS 15 SUBSECTION (1). 16 (II) THE ADVISORY COMMITTEE OR THE JOINT BUDGET COMMITTEE

17 MAY BY A MAJORITY VOTE DIRECT THE STATE DEPARTMENT TO INCLUDE

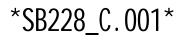
18 ANY RATE THAT THE STATE DEPARTMENT HAS PROPOSED TO EXCLUDE

19 FROM THE SCHEDULE.".

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20 Page 3, strike lines 9 and 10 and substitute "QUALITATIVE TOOLS TO

- 1 ASSESS WHETHER PAYMENTS ARE SUFFICIENT TO ALLOW FOR PROVIDER
- 2 RETENTION AND CLIENT ACCESS AND TO SUPPORT APPROPRIATE
- 3 REIMBURSEMENT OF HIGH-VALUE SERVICES. ON OR BEFORE MAY 1, 2016,
- 4 AND EACH MAY 1 THEREAFTER, THE STATE".
- 5 Page 3, strike lines 20 through 23 and substitute "OR REBALANCING OF6 RATES.".
- Page 4, line 1, strike "1 OF EACH YEAR," and substitute "1, 2016, AND
 EACH NOVEMBER 1 THEREAFTER,".
- 9 Page 4, strike lines 23 through 25 and substitute:
- "(III) WITH THE STATE DEPARTMENT, CONDUCT PUBLIC MEETINGS
 TO ALLOW PROVIDERS, RECIPIENTS, AND OTHER INTERESTED PARTIES AN
 OPPORTUNITY TO COMMENT ON THE REPORT REQUIRED BY PARAGRAPH (a)
 OF SUBSECTION (2) OF THIS SECTION;
- (IV) REVIEW PROPOSALS OR PETITIONS FOR PROVIDER RATES TO BE
 REVIEWED OR ADJUSTED RECEIVED BY THE ADVISORY COMMITTEE;".
- 16 Renumber succeeding subparagraphs accordingly.
- Page 5, line 2, after "RECOMMEND" insert "TO THE STATE DEPARTMENTAND TO THE JOINT BUDGET COMMITTEE".
- Page 5, strike line 16 and substitute "RECIPIENTS RECOMMENDED BY ASTATEWIDE ASSOCIATION OF HOSPITALS;".
- Page 5, line 20, strike "PROVIDERS;" and substitute "PROVIDERS
 RECOMMENDED BY A STATEWIDE ORGANIZATION OF HOME HEALTH
 PROVIDERS;".
- Page 5, strike line 26 and substitute "RECIPIENTS RECOMMENDED BY A
 STATEWIDE ASSOCIATION OF PRIMARY CARE PHYSICIANS;".
- Page 6, strike line 1 and substitute "RECIPIENTS RECOMMENDED BY A
 STATEWIDE ASSOCIATION OF DENTISTS;".
- Page 6, strike line 12 and substitute "RECIPIENTS RECOMMENDED BY A
 STATEWIDE ASSOCIATION WHOSE MEMBERS INCLUDE AT LEAST ONE-THIRD
 STATEWIDE DOCTORS OF MEDICINE OF OCTORS AND ADDRESS INCLUDE AT LEAST ONE-THIRD
- 30 OF THE DOCTORS OF MEDICINE OR OSTEOPATHY LICENSED BY THE STATE;".



- 1 Page 6, strike line 14 and substitute "FACILITIES RECOMMENDED BY A
- 2 STATEWIDE ASSOCIATION OF ALTERNATIVE CARE FACILITIES;".
- Page 6, strike line 16 and substitute "EQUIPMENT RECOMMENDED BY A
 STATEWIDE ASSOCIATION OF DURABLE MEDICAL EQUIPMENT PROVIDERS;"
- 5 Page 6, strike lines 17 and 18 and substitute:
- 6 "(E) A REPRESENTATIVE OF AMBULATORY SURGICAL CENTERS;".

Page 6, line 19, strike "PROVIDERS;" and substitute "PROVIDERS
RECOMMENDED BY A STATEWIDE ASSOCIATION OF HOSPICE AND
PALLIATIVE CARE PROVIDERS;".

10 Page 7, strike lines 1 and 2 and substitute:

11 "(E) A REPRESENTATIVE OF ADVANCED PRACTICE NURSES
12 RECOMMENDED BY A STATEWIDE ASSOCIATION OF ADVANCED PRACTICE
13 NURSES; AND

14 (F) A REPRESENTATIVE OF PHYSICAL THERAPISTS OR
15 OCCUPATIONAL THERAPISTS RECOMMENDED BY A STATEWIDE
16 ASSOCIATION REPRESENTING OCCUPATIONAL OR PHYSICAL THERAPISTS.".

Page 7, line 15, after "COMMITTEE," insert "TO BE HELD ON OR AFTER
SEPTEMBER 1, 2015,".

- 19 Page 7, line 16, after "CHAIR" insert "AND VICE-CHAIR".
- 20 Page 7, after line 19 insert:

21 "(h) THE ADVISORY COMMITTEE SHALL DEVELOP BYLAWS AND22 PROCEDURES TO GOVERN ITS OPERATIONS.".

23 Reletter succeeding paragraph accordingly.

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