

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public & Behavioral Health & Human Services.

HB22-1278 be amended as follows:

- 1 Amend printed bill, page 19, line 3, after "PROVIDERS" insert "AND
- 2 BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS".
- 3 Page 19, line 7, after "PROVIDERS" insert "AND BEHAVIORAL HEALTH
- 4 ADMINISTRATIVE SERVICES ORGANIZATIONS".
- 5 Page 20, line 22, strike "PROVIDERS." and substitute "PROVIDERS,
- 6 BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS, AND
- 7 MANAGED CARE ENTITIES.".
- 8 Page 23, line 6, strike "INTERCHANGE;" and substitute "AND
- 9 PARTICIPATION IN HEALTH INFORMATION ORGANIZATION NETWORKS;".
- 10 Page 30, strike lines 16 through 18 and substitute "COMMISSIONER SHALL
- 11 SELECT AND CONTRACT WITH REGIONALLY BASED BEHAVIORAL HEALTH
- 12 ORGANIZATIONS TO ESTABLISH, ADMINISTER, AND MAINTAIN ADEQUATE
- 13 NETWORKS OF BEHAVIORAL HEALTH SAFETY NET SERVICES AND CARE".
- 14 Page 31, after line 23, insert:
- 15 "(c) THE EXTENT TO WHICH THE APPLICANT'S BOARD COMPLIES
- 16 WITH CONFLICT OF INTEREST POLICIES, INCLUDING TO THE FOLLOWING:
- 17 (I) THE BOARD SHALL NOT HAVE MORE THAN FIFTY PERCENT OF
- 18 CONTRACTED PROVIDERS AS BOARD MEMBERS;
- 19 (II) PROVIDERS WHO HAVE OWNERSHIP OR BOARD MEMBERSHIP IN
- 20 A BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION SHALL
- 21 NOT HAVE CONTROL OR DECISION-MAKING AUTHORITY IN THE
- 22 ESTABLISHMENT OF PROVIDER NETWORKS; AND
- 23 (III) AN EMPLOYEE OF A CONTRACTED PROVIDER OF A
- 24 BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION SHALL
- 25 NOT ALSO BE AN EMPLOYEE OF THE BEHAVIORAL HEALTH ADMINISTRATIVE
- 26 SERVICES ORGANIZATION UNLESS THE EMPLOYEE IS THE CHIEF CLINICAL
- 27 OFFICER OR UTILIZATION MANAGEMENT DIRECTOR OF THE BEHAVIORAL
- 28 HEALTH ADMINISTRATIVE SERVICES ORGANIZATION. IF THE INDIVIDUAL IS
- 29 ALSO AN EMPLOYEE OF A PROVIDER THAT HAS BOARD MEMBERSHIP OR
- 30 OWNERSHIP IN THE BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES
- 31 ORGANIZATION, THE BEHAVIORAL HEALTH SERVICES ORGANIZATION SHALL
- 32 DEVELOP POLICIES APPROVED BY THE COMMISSIONER TO MITIGATE ANY
- 33 CONFLICT OF INTEREST THE EMPLOYEE MAY HAVE; AND".
- 34 Page 32, line 7, after "IMPOSE" insert "CORRECTIVE ACTIONS, INCLUDING
- 35 FISCAL SANCTIONS," and strike "RESTRICTIONS" and substitute

1 "RESTRICTIONS,".

2 Page 34, line 3, strike "REPORTING; AND" and substitute "REPORTING,
3 INCLUDING ANY PROVISIONS NECESSARY TO IMPLEMENT SECTION
4 27-50-201;

5 (g) PROCEDURES RELATED TO CORRECTIVE ACTIONS PURSUANT TO
6 SECTION 27-50-402; AND".

7 Reletter succeeding paragraph accordingly.

** **