

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Bird

1 Amend the Appropriations Committee Report, dated April 28, 2023, page
2 3, line 28, after "(b)" insert "(I)".

3 Page 3, after line 38 insert:

4 "(II) THE CONTRACTED ENTITY SHALL CONSIDER THE FOLLOWING
5 ISSUES:

6 (A) WHAT ARE THE IMPACTS ON PROVIDERS AND MEDICAID
7 BENEFICIARIES OF CONTRACTOR CONTINGENCY FEES AND A LOOKBACK
8 PERIOD THAT EXCEEDS FEDERAL STANDARDS FOR MEDICAID RECOVERY
9 AUDIT CONTRACTOR PROGRAMS?

10 (B) USING INFORMATION FROM OTHER STATES OR SIMILAR AUDIT
11 PROGRAMS IN THE PUBLIC AND PRIVATE SECTORS, HOW CAN COLORADO
12 OPTIMIZE STAFFING TO BALANCE POTENTIAL OVERPAYMENT
13 CLAIMS AND MEDICAL NECESSITY REVIEWS?

14 (C) WHAT IS THE LEVEL OF FEDERAL FLEXIBILITY FOR ADJUSTING
15 THE TIMING AND PROCEDURE WHEN ASSESSING WHEN A POTENTIAL
16 OVERPAYMENT IS "IDENTIFIED" OR "DETERMINED", AND HOW COULD
17 MODIFICATIONS TO THAT TIMING OR PROCEDURE IMPROVE THE RECOVERY
18 AUDIT CONTRACTOR PROGRAM?

19 (D) HOW SHOULD THE STATE EVALUATE THE COST BENEFIT
20 ANALYSIS TO DETERMINE WHETHER THE MEDICAID RECOVERY AUDIT
21 CONTRACTOR PROGRAM IS STRIKING THE RIGHT BALANCE BETWEEN
22 ACCOUNTABILITY AND ACCESS TO CARE?

23 (E) WHAT ARE OTHER STATES' BEST PRACTICES IN EXERCISING
24 FEDERAL FLEXIBILITIES IN THE RECOVERY AUDIT CONTRACTOR PROGRAM
25 TO IMPROVE PROVIDER EDUCATION, TRAINING, AND ERROR RATES?".

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