

HOUSE FLOOR AMENDMENT

Second Reading

BY

1 Amend the Appropriations Committee Report, dated April 28, 2023, page
2 1, strike line 3 and substitute:

3 **""SECTION 1. Legislative declaration.** (1) The general
4 assembly finds that:

5 (a) Medicaid payment reviews and audits ensure the state's
6 resources are safeguarded from fraud, and such reviews and audits must
7 be warranted, effective, and efficient;

8 (b) Compliance with billing standards and stewardship of medicaid
9 funds is federally required and vital to the state budget, and the
10 department of health care policy and financing and providers should work
11 collaboratively to improve the recovery audit contractor program to the
12 betterment of all impacted by it;

13 (c) Over the past several years, providers have identified
14 significant transparency, accountability, and efficiency concerns that have
15 led to administrative burden, questionable recoupments, and considerable
16 litigation as a part of these audits, all of which has the potential to
17 discourage provider participation in the medicaid program, threaten
18 access to care for medicaid enrollees, increase health equity challenges,
19 and increase health-care costs for privately insured Coloradans;

20 (d) Colorado's current recovery audit contractor program differs
21 significantly from the national experience and currently lacks a balanced
22 "education first" approach;

23 (e) It is the policy of this state to promote payments to medicaid
24 providers that are adequate to ensure access to care and consistent with
25 42 U.S.C. sec. 1396a (a)(30)(A); and

26 (f) An audit of the program will identify opportunities to reduce
27 provider administrative burden, improve support for providers engaged
28 in the recovery audit contractor program process, evaluate the impact of
29 recovery audit contractor program audits on provider participation in the
30 medicaid program, increase medicaid billing education to providers to
31 reduce future findings and recoupments, and seek balance between
32 provider accountability, regulatory burden, and fiscal stewardship.

33 **SECTION 2.** In Colorado Revised Statutes, 25.5-4-301, **add**".".

34 Renumber succeeding sections accordingly.

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