

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

HB23-1200 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 25.5-5-406.1, add
4 (1)(f)(IV) as follows:

5 **25.5-5-406.1. Required features of statewide managed care**
6 **system.** (1) **General features.** All medicaid managed care programs
7 must contain the following general features, in addition to others that the
8 federal government, state department, and state board consider necessary
9 for the effective and cost-efficient operation of those programs:

10 (f) The MCE shall create, administer, and maintain a network of
11 providers, building on the current network of medicaid providers, to serve
12 the health-care needs of its members. In doing so, the MCE shall:

13 (IV) ENTER INTO SINGLE CASE AGREEMENTS WITH WILLING
14 PROVIDERS OF BEHAVIORAL HEALTH SERVICES ENROLLED IN THE MEDICAL
15 ASSISTANCE PROGRAM WHEN NETWORK DEVELOPMENT AND ACCESS
16 STANDARDS ESTABLISHED BY THE STATE DEPARTMENT ARE NOT MET AND
17 A MEMBER NEEDS ACCESS TO A MEDICALLY NECESSARY BEHAVIORAL
18 HEALTH SERVICE COVERED UNDER THE SCOPE OF THE MCE'S CONTRACT
19 WITH THE STATE DEPARTMENT. THE MCE:

20 (A) SHALL CONSIDER ANY BEHAVIORAL HEALTH PROVIDER
21 ENROLLED IN THE MEDICAL ASSISTANCE PROGRAM FOR A SINGLE CASE
22 AGREEMENT IF THE MCE CANNOT PROVIDE A COVERED SERVICE THROUGH
23 ITS CONTRACTED PROVIDER NETWORK;

24 (B) SHALL ENSURE ALL CARE COORDINATION STAFF AND STAFF
25 WHO PROVIDE MEMBER AND PROVIDER SUPPORT ARE TRAINED IN THE
26 SINGLE CASE AGREEMENT PROCESS;

27 (C) CAN REFUSE TO OFFER SINGLE CASE AGREEMENTS BASED ON
28 FACTORS OF PROVIDER COST AND QUALITY CONCERNS;

29 (D) SHALL OFFER BOTH MEMBER AND OUT-OF-NETWORK
30 PROVIDERS ASSISTANCE IN NAVIGATING ITS SINGLE CASE AGREEMENT
31 PROCESS;

32 (E) SHALL ENSURE THE SINGLE CASE AGREEMENT PROCESS IS
33 EXECUTED WITHIN THE STANDARDS AND TIMELINESS REQUIREMENTS
34 ESTABLISHED BY THE STATE DEPARTMENT;

35 (F) SHALL NOT REQUIRE PROVIDERS THAT ENTER INTO A SINGLE
36 CASE AGREEMENT TO SERVE ADDITIONAL MEMBERS; AND

37 (G) SHALL COMPLETE SINGLE CASE AGREEMENTS ON A TIMELINE
38 THAT IS INFORMED BY STAKEHOLDER INPUT.

39 **SECTION 2. Act subject to petition - effective date.** This act

1 takes effect at 12:01 a.m. on the day following the expiration of the
2 ninety-day period after final adjournment of the general assembly; except
3 that, if a referendum petition is filed pursuant to section 1 (3) of article V
4 of the state constitution against this act or an item, section, or part of this
5 act within such period, then the act, item, section, or part will not take
6 effect unless approved by the people at the general election to be held in
7 November 2024 and, in such case, will take effect on the date of the
8 official declaration of the vote thereon by the governor."

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