

**MINUTES OF THE SENATE HEALTH AND HUMAN SERVICES
STANDING COMMITTEE**

Room 250 State Capitol

February 7, 2013

Members Present: Sen. Evan J. Vickers, Chair
 Sen. Allen M. Christensen
 Sen. Daniel W. Thatcher
 Sen. Luz Robles

Members Absent: Sen. Brian E. Shiozawa

Staff Present: Mr. Mark D. Andrews, Policy Analyst
 Ms. Nancy A. Skidmore, Committee Secretary

A list of visitors and a copy of handouts are filed with the committee minutes.

Sen. Vickers called the meeting to order at 2:16 p.m.

Approval of Minutes

MOTION: Sen. Robles moved to approve the minutes of the February 4, 2013 meeting. The motion passed unanimously.

S.B. 165 Physical Therapy Practice Act Amendments (*T. Weiler*)

Rep. Weiler presented the bill to the committee.

MOTION: Sen. Thatcher moved to pass S.B. 165 out favorably. The bill passed unanimously.

S.B. 166 Hospital Provider Assessment Amendments (*L. Hillyard*)

MOTION: Sen. Christensen moved to amend the bill as follows:

1. Page 4, Line 111 through Page 5, Line 121:

111 26-36a-203. Calculation of assessment.

112 ~~[(1) The division shall calculate the inpatient upper payment limit gap for hospitals~~
for

113 ~~each state fiscal year.]~~

114 ~~[(2)]~~ (1) (a) An annual assessment is payable on a quarterly basis for each hospital
in

115 an amount calculated at a uniform assessment rate for each hospital discharge, in
accordance

116 with this section.

117 (b) The uniform assessment rate shall be determined using the total number of
hospital
118 discharges for assessed hospitals divided into the total nonfederal portion [~~of the upper~~
119 ~~payment limit gap~~] in an amount {~~equal to the \$154 million~~} consistent with
26-36a-205 that is needed to support capitated
120 rates for accountable care organizations for purposes of hospital services provided to
Medicaid
121 enrollees.

2. Page 8, Line 242 through Page 9, Line 245:

242 Quarterly assessments imposed by this chapter shall be paid to the division within
[+]
243 15 business days after the [~~hospital receives its Medicaid inpatient hospital access~~
~~payment due~~
244 ~~for the applicable quarter under Section 26-36a-205]~~ original invoice date that
appears on the invoice issued by
245 the division.

3. Page 9, Lines 247 through 253:

247 26-36a-205. Medicaid hospital adjustment under accountable care organization
248 rates.
249 [+] To preserve and improve access to [~~hospitals~~] hospital services, the division
shall
250 [~~make Medicaid inpatient hospital access payments to hospitals in accordance with this~~
~~section,~~
251 ~~Section 26-36a-204, and Subsection 26-36a-203(7)],~~ for accountable care organization
rates
252 effective on or after April 1, 2013, incorporate an annualized amount equal to \$154
million into the
253 accountable care organization rate structure calculation consistent with the certified
actuarial rate range.

4. Page 11, Line 328 through Page 12, Line 340:

328 Section 7. Section **26-36a-207** is amended to read:
329 26-36a-207. Restricted Special Revenue Fund -- Creation -- Deposits.
330 (1) There is created a restricted special revenue fund known as the "Hospital
Provider

331 *Assessment Special Revenue Fund."*
332 (2) *The fund shall consist of:*
333 (a) *the assessments collected by the department under this chapter;*
334 (b) *any interest and penalties levied with the administration of this chapter; and*
335 (c) *any other funds received as donations for the restricted fund and appropriations*
336 *from other sources.*
337 (3) *Money in the fund shall be used:*
338 [~~(a) to make inpatient hospital access payments under Section 26-36a-205; and~~]
339 (a) *to support capitated rates consistent with 26-36a-203(1)(d) for accountable*
care organizations { *in an amount equal to*
340 *\$154 million* } ; *and*

The motion passed unanimously.

Spoke to the bill: Mr. David Gessel, Utah Hospital Association
Mr. Tom Brownlee, Advocate for Persons with Disabilities

MOTION: Sen. Christensen moved to pass S.B. 166, as amended, out favorably. The motion passed unanimously.

MOTION: Sen. Christensen moved to place S.B.166, as amended, on the Consent Calendar. The motion passed unanimously.

H.B. 56 Behavioral Health Care Workforce Amendments (R. Menlove)

Rep. Menlove presented the bill to the committee.

Spoke to bill: Mr. Santiago Cortez

MOTION: Sen. Christensen moved to pass H.B. 56 out favorably. The motion passed unanimously.

H.B. 57 Mental and Behavioral Health Amendments (D. Sanpei)

Rep. Sanpei presented the bill to the committee.

Spoke to the bill: Mr. Brent Kelsey, Assistant Director, Division of Substance Abuse and Mental Health, Department of Human Services
Mr. Pat Fleming, Director, Salt Lake County Division of Substance Abuse Services

MOTION: Sen. Robles moved to pass H.B. 57 out favorably. The motion passed unanimously.

MOTION: Sen. Thatcher moved to adjourn the meeting. The motion passed unanimously.

The meeting adjourned at 2:43 p.m.

Minutes reported by Nancy Skidmore, Secretary.

Sen. Evan J. Vickers, Committee Chair