

**HOSPITAL ASSESSMENT AMENDMENTS**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Evan J. Vickers**

House Sponsor: Steve Eliason

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**LONG TITLE**

**General Description:**

This bill amends the hospital provider assessment.

**Highlighted Provisions:**

This bill:

▶ amends factors that the Medicaid program incorporates into the accountable care organization payment rate structure; and

▶ extends the sunset for the hospital provider assessment.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**26-36d-205**, as repealed and reenacted by Laws of Utah 2019, Chapter 455

**63I-1-226**, as last amended by Laws of Utah 2022, Chapters 194, 206, 224, 253, 255, 347, and 451

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **26-36d-205** is amended to read:

**26-36d-205. Medicaid hospital adjustment under accountable care organization**



28 **rates.**

29 To preserve and improve access to hospital services, the division shall ~~[for accountable~~  
30 ~~care organization rates effective on or after April 1, 2013,]~~ incorporate into the accountable  
31 care organization rate structure calculation consistent with the certified actuarial rate range:

32 (1) \$154,000,000 to be allocated toward the hospital inpatient directed payments for  
33 the Medicaid eligibility categories covered in Utah before January 1, 2019; and

34 (2) an amount equal to the difference between payments made to hospitals by  
35 accountable care organizations for the Medicaid eligibility categories covered in Utah ~~[before~~  
36 ~~January 1, 2019]~~, based on submitted encounter data and the maximum amount that could be  
37 paid for those services ~~[using Medicare payment principles]~~ to be used for directed payments to  
38 hospitals for inpatient and outpatient services.

39 Section 2. Section **63I-1-226** is amended to read:

40 **63I-1-226. Repeal dates: Title 26 through 26B.**

41 (1) Section [26-1-7.5](#), which creates the Utah Health Advisory Council, is repealed July  
42 1, 2025.

43 (2) Section [26-1-40](#) is repealed July 1, 2022.

44 (3) Section [26-1-41](#) is repealed July 1, 2026.

45 (4) Section [26-1-43](#) is repealed December 31, 2025.

46 (5) Section [26-7-10](#) is repealed July 1, 2025.

47 (6) Subsection [26-7-11\(5\)](#), regarding reports to the Legislature, is repealed July 1,  
48 2028.

49 (7) Section [26-7-14](#) is repealed December 31, 2027.

50 (8) Section [26-8a-603](#) is repealed July 1, 2027.

51 (9) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July  
52 1, 2025.

53 (10) Subsection [26-10-6\(5\)](#), which creates the Newborn Hearing Screening Committee,  
54 is repealed July 1, 2026.

55 (11) Section [26-10b-106](#), which creates the Primary Care Grant Committee, is repealed  
56 July 1, 2025.

57 (12) Subsection [26-15c-104\(3\)](#), relating to a limitation on the number of  
58 microenterprise home kitchen permits that may be issued, is repealed July 1, 2022.

59 (13) Subsection 26-18-2.6(9), which addresses reimbursement for dental hygienists, is  
60 repealed July 1, 2028.

61 (14) Section 26-18-27 is repealed July 1, 2025.

62 (15) Section 26-18-28 is repealed June 30, 2027.

63 (16) Title 26, Chapter 18, Part 2, Drug Utilization Review Board, is repealed July 1,  
64 2027.

65 (17) Subsection 26-18-418(2), the language that states "and the Behavioral Health  
66 Crisis Response Commission created in Section 63C-18-202" is repealed July 1, 2023.

67 (18) Section 26-33a-117 is repealed December 31, 2023.

68 (19) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1, 2024.

69 (20) Title 26, Chapter 36b, Inpatient Hospital Assessment Act, is repealed July 1,  
70 2024.

71 (21) Title 26, Chapter 36c, Medicaid Expansion Hospital Assessment Act, is repealed  
72 July 1, 2024.

73 (22) Title 26, Chapter 36d, Hospital Provider Assessment Act, is repealed July 1,  
74 [~~2024~~] 2028.

75 (23) Section 26-39-201, which creates the Residential Child Care Licensing Advisory  
76 Committee, is repealed July 1, 2024.

77 (24) Section 26-39-405, Drinking water quality in child care centers, is repealed July 1,  
78 2027.

79 (25) Section 26-40-104, which creates the Utah Children's Health Insurance Program  
80 Advisory Council, is repealed July 1, 2025.

81 (26) Section 26-50-202, which creates the Traumatic Brain Injury Advisory  
82 Committee, is repealed July 1, 2025.

83 (27) Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund and  
84 Pediatric Neuro-Rehabilitation Fund, is repealed January 1, 2025.

85 (28) Title 26, Chapter 66, Early Childhood Utah Advisory Council, is repealed July 1,  
86 2026.

87 (29) Title 26, Chapter 68, COVID-19 Vaccine Restrictions Act, is repealed July 1,  
88 2024.

89 (30) Section 26-69-406 is repealed July 1, 2025.

90           (31) Subsection [26B-1-204\(2\)\(i\)](#), related to the Residential Child Care Licensing  
91 Advisory Committee, is repealed July 1, 2024.

92           (32) Subsection [26B-1-204\(2\)\(k\)](#), related to the Primary Care Grant Committee, is  
93 repealed July 1, 2025.