

4th Sub. S.B. 197

MEDICAID REIMBURSEMENT RATE AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 28, 2024 8:34 PM

Representative **Stephanie Gricius** proposes the following amendments:

1. *Page 3, Lines 62 through 81:*

62 (4) If the General Fund growth factor is greater than or equal to 102%, the next fiscal
63 year base budget shall, subject to Subsection (5)[~~7~~];

64 (a) **in fiscal years 2025 and 2026:**

65 **(i)** include an appropriation to the department in an amount [~~necessary to ensure that~~
66 ~~the next fiscal year PMPM for ACOs and behavioral health plans is greater than or equal to the~~
67 ~~current fiscal year PMPM for the ACOs and behavioral health plans multiplied by 102% and~~
68 ~~less than or equal to the current fiscal year PMPM for the ACOs and behavioral health plans~~
69 ~~multiplied by the General Fund growth factor.] that would, prior to the application of~~
70 ~~Subsection (4)(b), allow the department to ensure that the next fiscal year PMPMs for ACOs~~
71 ~~and behavioral health plans is greater than or equal to the current fiscal year PMPMs for the~~
72 ~~ACOs and behavioral health plans multiplied by 102%;~~

72 ~~{(b)}~~ **(ii)** subject to Subsection ~~{(4)(c)}~~ **(4)(a)(iii)**, allocate the amount appropriated
73 under Subsection

73 (4)(a) to provide substantially the same year-over-year percentage point increase to:

74 ~~{(i)}~~ **(A)** the PMPMs for ACOs and behavioral health plans; and

75 ~~{(ii)}~~ **(B)** each ABA service reimbursement rate; and

76 ~~{(c)}~~ **(iii)** for the initial appropriation under Subsection ~~{(4)(b)}~~ **(4)(a)(i)**, prior to
77 providing the

77 percentage point increases under Subsection ~~{(4)(b)}~~ **(4)(a)(ii)**, allocate from the total amount
78 appropriated

78 under Subsection ~~{(4)(a)}~~ **(4)(a)(i)** an amount necessary to increase and substantially equalize each
79 of the

79 ABA service reimbursement rates with a corresponding reimbursement rate paid for providing

80 the same or substantially similar service under an ACO or a behavioral health plan ~~{-}~~ **;** and

(b) beginning in fiscal year 2027, include an appropriation to the department in an amount
necessary to ensure that the next fiscal year PMPMs for ACOs and behavioral health plans is greater
than or equal to the current fiscal year PMPMs for the ACOs and the behavioral health plans multiplied
by 102%, and less than or equal to the current fiscal year PMPMs for the ACOs and the behavioral
health plans multiplied by the General Fund growth factor.

81 (5) The appropriations provided to the department for behavioral health plans under