



**Colorado
Legislative
Council
Staff**

SB17-004

FISCAL NOTE

FISCAL IMPACT: State Local Statutory Public Entity Conditional No Fiscal Impact

Drafting Number: LLS 17-0698
Prime Sponsor(s): Sen. Tate
 Rep. Wist

Date: January 23, 2017
Bill Status: Senate Health and Human Services
Fiscal Analyst: Ryan Long (303-866-2066)

BILL TOPIC: ACCESS TO PROVIDERS FOR MEDICAID RECIPIENTS

Fiscal Impact Summary	FY 2017-2018	FY 2018-2019
State Revenue		
State Expenditures	Minimal workload increase.	
Appropriation Required: None.		
Future Year Impacts: Ongoing minimal workload increase.		

Summary of Legislation

Currently, Medicaid recipients are not responsible for any remaining costs after payment by Medicaid, Medicare, or a private insurer if the services are eligible for reimbursement under Medicaid. This limitation applies regardless of whether or not the provider is enrolled as a Medicaid provider. Under this bill, a Medicaid client is liable for the cost of the medical services provided by a non-enrolled health care provider, even in cases where the service is reimbursable under Medicaid, if the client and nonenrolled medical provider enter into a written contract that outlines:

- the specific medical services provided;
- the customary costs for the services provided;
- the cost of services to the recipient; and
- the terms of payment.

The agreement between the client and medical provider must also include a statement that informs the recipient that they would not be liable for the cost of reimbursable medical services if the services are obtained from an enrolled Medicaid provider.

State Expenditures

This bill allows providers who are not enrolled with Medicaid to bill Medicaid clients directly for services that would have otherwise been covered by Medicaid. The billing and payment of services are conducted between the client and the provider, and do not impact any state agency. The Department of Health Care Policy and Financing (HCPF) enrolls Medicaid providers in the Medicaid program according to federal regulation and maintains a list of providers. This fiscal note assumes that HCPF will need to update program rules through the Medical Services Board process, which will be a minimal workload increase that can be completed within existing resources.

Effective Date

The bill takes effect August 9, 2017, if the General Assembly adjourns on May 10, 2017, as scheduled, and no referendum petition is filed.

State and Local Government Contacts

Counties
Higher Education

Health Care Policy And Financing
Information Technology