

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 28, 2023
Date

Committee on Health & Insurance.

After consideration on the merits, the Committee recommends the following:

HB23-1226 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 5, after "portion" insert "(4)(a)(I)".
- 2 Page 2, line 6, strike "(2)(b)(II)(G)".
- 3 Page 2, line 7, after "(2)(b)(III)(Q)," insert "(2)(b)(IV)".
- 4 Page 2, line 7, strike "and (2)(g)" and substitute "(2)(g), and (4.5)".
- 5 Page 2, line 11, after "UNCOMPENSATED" insert "CARE".
- 6 Page 3, line 15, strike "subsection (2)(b)(III)(N)" and substitute
- 7 "~~subsection~~ SUBSECTIONS (2)(b)(II)(D), (2)(b)(III)(N), (2)(b)(III)(O),
- 8 (2)(b.5)(I), AND (2)(b.5)(II)".
- 9 Page 3, line 20, strike "subsection (2)(b)(III)(N)" and substitute
- 10 "~~subsection~~ SUBSECTIONS (2)(b)(II)(D), (2)(b)(III)(N), (2)(b)(III)(O),
- 11 (2)(b.5)(I), AND (2)(b.5)(II)".
- 12 Page 4, strike lines 17 through 22 and substitute:

13 "(D) SUMMARIES OF THE HOSPITAL'S AGGREGATE AMOUNT BY
14 FISCAL YEAR OF CASH, INVESTMENTS, OR OTHER ASSET TRANSFERS OF
15 EQUITY OR FUND BALANCE TO AND FROM RELATED PARTIES, INCLUDING
16 BUT NOT LIMITED TO THE HOSPITAL'S PARENT ORGANIZATION. THE
17 HOSPITAL SHALL INCLUDE A SUMMARY OF THE PURPOSES OF THE
18 TRANSFERS AND A SUMMARY OF WHETHER THE TRANSFERS WERE MADE
19 WITHIN OR OUTSIDE OF COLORADO."

- 1 Page 4, strike lines 23 through 27.
- 2 Page 5, line 1, strike "(F)" and substitute "(E)".
- 3 Page 5, line 4, strike "(G)" and substitute "(F)".
- 4 Page 5, line 23, after "COMPENSATION." insert "THE COMPENSATION
5 REPORTED MUST INDICATE WHAT PERFORMANCE MEASURES WERE
6 INCLUDED IN THE CHIEF EXECUTIVE OFFICER'S PERFORMANCE EVALUATION
7 GENERATED BY THE HOSPITAL'S GOVERNING BOARD, INCLUDING, AT A
8 MINIMUM, QUALITY OF CARE OUTCOMES PERFORMANCE; PATIENT
9 SATISFACTION PERFORMANCE; COMMUNITY BENEFIT PERFORMANCE;
10 CONSUMER AND EMPLOYER AFFORDABILITY PERFORMANCE; MARKET
11 SHARE PERFORMANCE; PROFITS OR MARGINS; REVENUE GROWTH; CHANGE
12 IN DAYS CASH ON HAND OR CASH RESERVES; AND WORKFORCE."
- 13 Page 6, after line 7 insert:
- 14 "(IV) IN A FORM AND MANNER SPECIFIED BY THE STATE
15 DEPARTMENT, A QUARTERLY FINANCIAL REPORT THAT INCLUDES AN
16 INCOME STATEMENT, BALANCE SHEET, AND STATEMENT OF CASH FLOWS
17 IF THE HOSPITAL IS OWNED OR AFFILIATED WITH A HOSPITAL SYSTEM THAT
18 IS COMPRISED OF THREE OR MORE HOSPITALS OR THAT HAS MORE THAN
19 ONE BILLION DOLLARS IN RESERVES, AND FOR ALL OTHER HOSPITALS, A
20 QUARTERLY FINANCIAL REPORT THAT INCLUDES AN INCOME STATEMENT
21 AND BALANCE SHEET. THE QUARTERLY FINANCIAL REPORT MUST BE
22 REPORTED NO LATER THAN SIXTY DAYS AFTER THE END OF EACH
23 QUARTER."
- 24 Page 7, line 13, after "NONCOMPLIANCE" insert "WITHIN SIXTY DAYS".
- 25 Page 7, line 16, after "TIMELINE" insert "OF SIXTY DAYS".
- 26 Page 7, line 26, strike "NOT TO" and substitute "WHICH, FOR HOSPITALS
27 OWNED OR AFFILIATED WITH A HOSPITAL SYSTEM COMPRISED OF THREE OR
28 MORE HOSPITALS, MUST NOT".
- 29 Page 7, line 27, after "DOLLARS" insert "PER VIOLATION".
- 30 Page 8, line 1, strike "ACTION." and substitute "AND, FOR ALL OTHER
31 HOSPITALS, MUST NOT EXCEED FIVE THOUSAND DOLLARS PER WEEK UNTIL
32 THE HOSPITAL TAKES CORRECTIVE ACTION."

1 Page 8, after line 6 insert:

2 "(I) ~~The public health care and human services committee of the~~
3 ~~house of representatives~~ HEALTH AND INSURANCE COMMITTEE AND THE
4 HOUSE OF REPRESENTATIVES PUBLIC AND BEHAVIORAL HEALTH AND
5 HUMAN SERVICES COMMITTEE, or any successor committee;"

6 Page 8, after line 13 insert:

7 "(4.5) THE STATE DEPARTMENT SHALL REPORT ON THE ANNUAL
8 HOSPITAL TRANSPARENCY REPORT DURING THE STATE DEPARTMENT'S
9 "SMART ACT" HEARING."

10 Page 8, line 18, strike "INCLUDE A CLEAR,".

11 Page 8, strike lines 19 through 24 and substitute "FOLLOW INDUSTRY
12 STANDARD BILLING PRACTICES, INCLUDING, AT A MINIMUM, THE DATE OF
13 SERVICE, THE PATIENT'S NAME, THE PROVIDER'S NAME, A DESCRIPTION OF
14 THE SERVICES PROVIDED, AND THE CHARGES FOR EACH SERVICE."

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