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Councilmember Kenyan R. McDuffie

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on a temporary basis, the Department of Health Care Finance Establishment Act of 2007 to mitigate the impact and disruption to District residents who rely on Medicaid Managed Care by ensuring their access to adequate health care.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Medicaid Universal Contracting Temporary Amendment Act of 2021”.

Sec. 2. Section 8 of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.07), is amended as follows:

(a) Paragraph (11) is amended by striking the phrase “; and” and inserting a semicolon in its place.

(b) Paragraph (12) is amended by striking the period at the end and inserting the phrase “; and” in its place.

(c) A new paragraph (14) is added to read as follows:

“(14)(A) Require that each acute care hospital (“hospital”), including the hospital’s affiliated physician group located in the District, participating in the District’s Medicaid program

29 contract with each of the District’s Medicaid Managed Care Organizations to provide inpatient
30 and outpatient services to all eligible beneficiaries (“network provider”).

31 (B) If a hospital elects to not participate in the District’s Medicaid program, the non-
32 participating hospital shall be reimbursed for all services it provides at a rate of no more than
33 90% of the reimbursement that would be made to a network provider.”.

34 Sec. 3. Fiscal impact statement.

35 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
36 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
37 October 16, 2006 (120 Stat 2038; D.C. Official Code § 1-301.47a).

38 Sec. 4. Effective date.

39 (a) This act shall take effect following approval by the Mayor (or in the event of veto by
40 the Mayor, action by the Council to override the veto), a 30-day period of congressional review
41 as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
42 December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the
43 District of Columbia Register.

44 (b) This act shall expire after 225 days of its having taken effect.