

## HOUSE BILL NO. HB0215

Department of health reorganization.

Sponsored by: Representative(s) Lubnau, Harshman and  
Harvey and Senator(s) Scott

A BILL

for

1 AN ACT relating to administration of government; providing  
2 for a study of the reorganization of the department of  
3 health; providing for a study of all programs which provide  
4 Medicaid services or determine Medicaid eligibility;  
5 providing for a reorganization plan; creating the position  
6 of state Medicaid agent within the department of health;  
7 providing for appointment of the state Medicaid agent by  
8 the governor as specified; providing for duties of the  
9 state Medicaid agent; providing for reports as specified;  
10 providing an appropriation; and providing for an effective  
11 date.

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13 *Be It Enacted by the Legislature of the State of Wyoming:*

14

15 **Section 1.** W.S. 42-4-104 by creating a new subsection  
16 (e) is amended to read:

1           **42-4-104. Powers and duties of department of health;**  
2 **state Medicaid agent appointed by governor.**

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4           (e) The chief administrator of the Medicaid program  
5 created pursuant to this chapter shall be the state  
6 Medicaid agent within the department of health, who shall  
7 be appointed by the governor, shall serve at the pleasure  
8 of the governor and may be removed by the governor as  
9 provided by W.S. 9-1-202. The state Medicaid agent shall  
10 oversee and coordinate all programs which provide Medicaid  
11 services or determine Medicaid eligibility pursuant to W.S.  
12 42-4-106 and chapter 2 of this title.

13  
14           **Section 2.**

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16           (a) The director of the department of health shall  
17 examine the programs and functions of the department,  
18 prepare a plan for the reorganization of the department,  
19 and all other programs providing Medicaid services or  
20 determining Medicaid eligibility, as specified in this  
21 section and submit the plan to the governor for approval.  
22 The department reorganization plan, as approved by the  
23 governor, shall be submitted to the joint labor, health and  
24 social services and joint appropriations interim committees

1 of the legislature no later than October 15, 2011 and made  
2 available to the public. The committees shall jointly hold  
3 at least one (1) public hearing regarding the plan before  
4 the 2012 budget session of the legislature convenes. The  
5 committees shall jointly report to the legislature by  
6 November 1, 2011, their recommendations on the plan,  
7 including necessary legislation with respect to the plan.  
8 The plan, as approved by act of the legislature, shall be  
9 implemented not later than July 1, 2012.

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11 (b) In preparing the department reorganization plan  
12 the director shall consider whether a new integrated  
13 department shall be created and the functions and programs  
14 which should be transferred from the department of health  
15 and other departments to the new integrated department, if  
16 any, or to other existing departments or other agencies in  
17 state government. The plan shall recommend the appropriate  
18 type of transfer under W.S. 9-2-1707(b) and the positions  
19 to be transferred or eliminated.

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21 (c) In developing the plan the director shall:

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1           (i) Prepare a timeline for implementation which  
2 contains specific measurable goals to be achieved by  
3 certain dates;

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5           (ii) Determine if any department fiscal  
6 personnel should be transferred to the governor's office  
7 for effective fiscal oversight of department expenditures  
8 or for other efficiencies;

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10          (iii) Consider the cost-effectiveness, cost  
11 containment and potential efficiencies of reorganization;

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13          (iv) Consider whether the recommended transfer  
14 will result in a more efficient provision of service to  
15 customers;

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17          (v) Determine the best system to adequately  
18 serve customers in both urban and rural areas;

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20          (vi) Recommend legislation necessary to allow  
21 data sharing for the purpose of evaluating programs and the  
22 sharing of a common intake and management information  
23 system among the department of health, the department of

1 family services and any new integrated department  
2 recommended to be created;

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4 (vii) Identify outcome-based performance data  
5 for all programs proposed to be transferred to any new  
6 integrated department created pursuant to the plan. Upon  
7 approval of the plan by the legislature, the directors of  
8 the department of health and any new integrated department  
9 created pursuant to the plan shall submit a joint report to  
10 the governor, the joint labor, health and social services  
11 and joint appropriations interim committees no later than  
12 October 1 of each year until October 1, 2017 addressing the  
13 results of the reorganization of the department of health  
14 and recommendations for additional reorganization;

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16 (viii) Develop memoranda of understanding for  
17 confidentiality of information and data sharing.

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19 (d) To the extent not prohibited by federal law, any  
20 agency or program of the state may provide information to  
21 the director as necessary to develop the plan required by  
22 this section.

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1           (e) The reorganization plan developed pursuant to  
2 this section shall comply with the provisions of W.S.  
3 9-2-1707(a)(iii).

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5           **Section 3.**

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7           (a) There is appropriated one hundred thousand  
8 dollars (\$100,000.00) from the general fund to the  
9 department of health. This appropriation shall be for the  
10 period beginning with the effective date of this act and  
11 ending June 30, 2012. This appropriation shall only be  
12 expended for the purpose of retaining the services of an  
13 appropriate consultant to assist in the preparation of the  
14 plan required by this act.

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16           (b) Notwithstanding any other provision of law, this  
17 appropriation shall not be transferred or expended for any  
18 other purpose and any unexpended, unobligated funds  
19 remaining from this appropriation shall revert as provided  
20 by law on June 30, 2012.

21

1           **Section 4.** This act is effective immediately upon  
2 completion of all acts necessary for a bill to become law  
3 as provided by Article 4, Section 8 of the Wyoming  
4 Constitution.

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(END)