

# HB 1392 -- Redline

Substitute to Bill -- Creating the medicaid access program.

Deletions ~~struck~~ · Insertions underlined

~~H-1778, H-0551.1~~ ~~SUBSTITUTE~~ HOUSE BILL 1392 State of Washington 69th Legislature 2025 Regular Session By ~~House Appropriations (originally sponsored by~~ Representatives Macri, Leavitt, Simmons, Davis, Berry, Ryu, Callan, Rule, Stearns, Peterson, Taylor, Reed, Ramel, Alvarado, Doglio, Tharinger, Fey, Salahuddin, Bernbaum, Fosse, Pollet, Street, Scott, and ~~Santos)~~ Santos ~~READ~~ Read ~~FIRST~~ first ~~TIME~~ time ~~02/28/25, 01/20/25.~~

Referred to Committee on Appropriations.

creating a new ~~sections;~~ section;

1 ~~SHB~~ HB 1392 (5) "Health plan" has the same meaning as defined in RCW 48.43.005 and does not include medicare advantage plans established under medicare part C or outpatient prescription drug plans established under medicare part D.

2 ~~SHB~~ HB 1392 fund the professional services rate increases in section 6 of this act.

3 ~~SHB~~ HB 1392 the managed care organization to fulfill its contractual obligations under chapter 74.09 RCW.

4 ~~SHB~~ HB 1392 each health carrier in arrears to submit a payment plan, subject to approval by the commissioner and initial payment under an approved payment plan.

and (d) To pay ~~repay the federal government for administrative~~ any expenses ~~excess incurred~~ payments by ~~made to health care providers from the authority~~ account ~~in if performing the assessments or payment increases set forth by the activities~~ medicaid authorized access program ~~are deemed out of compliance with federal statutes and regulations in a final determination by this~~ a chapter; court of competent jurisdiction with all appeals exhausted.

~~(e) In~~ such ~~bea~~ used ~~case, in the lieu~~ authority of ~~may~~ state ~~require~~ general health fund care payments providers for receiving medicaid excess services payments into refund the amount payments of \$35,001,000 in fiscal question year to 2027; the account.

~~(f) To repay the federal government for any excess payments made to health care providers from the account if the assessments or payment increases set forth by the medicaid access program are deemed out of compliance with federal statutes and regulations in a final determination by a court of competent jurisdiction with all appeals exhausted.~~

~~In such a case, the authority may require health care providers receiving excess payments to refund the payments in p.~~

~~5 SHB 1392 question to the account.~~

If a health care provider is unable to refund payments, the state ~~shall~~ p. ~~develop either a payment plan, deduct moneys from future medicaid payments, or both;~~

~~and~~ 5 (g) HB To 1392 ~~pay~~ shall ~~for~~ develop administrative ~~either and~~ a service-related payment costs plan, ~~to deduct~~ expand moneys medicaid from access future in schools by maximizing medicaid funding payments, opportunities ~~or~~ to both. ~~support the school-based health services program, school-based health clinics, and on-site behavioral health services.~~

~~(3)(a) Beginning January 1st of the third plan year after the conditions of section 2 of this act are met and by January 1st in each of the two subsequent plan years, the authority shall study the impact of the professional services rate increases described in this section on medicaid access.~~

~~The authority shall provide information to fiscal and health committees of the legislature whether these rate increases have increased access for medicaid enrollees, using metrics including but not limited to:~~

~~(i) Increases in utilization of services from licensed health care providers;~~

~~p-~~

~~6 SHB 1392 (ii) Number of contracts with identifiable provider types enrolled to provide services to medicaid enrollees;~~

~~(iii) Patient access measures in the CAHPS health plan surveys of managed care organizations;~~

~~and (iv) Other external quality review metrics.~~

~~(b) The authority shall provide the information in a fashion that disaggregates managed care organizations and fee-for-service.~~

The commissioner may adopt rules and undertake actions necessary to carry out section 4 of this act including, but not limited to, rules prescribing the medicaid access program plan of operations, measures to enforce reporting of covered lives, ~~p.~~ ~~audits of covered lives reporting, and payment of applicable assessments.~~

6 HB 1392 lives, audits of covered lives reporting, and payment of applicable assessments.

~~p-~~ NEW SECTION.

~~7 SHB 1392 NEW SECTION.~~

Refunds of interest to the federal treasury required under the cash management improvement act fall under RCW 43.88.180 and shall not require ~~appropriation p.~~

7 HB 1392 appropriation.

Payments shall occur ~~p. prior to distribution of earnings set forth in subsection (4) of this section.~~

~~8 SHB 1392 prior to distribution of earnings set forth in subsection (4) of this section.~~

The abandoned recreational vehicle disposal account, the aeronautics account, the Alaskan Way viaduct replacement project account, the ambulance transport fund, the budget stabilization account, the capital vessel replacement account, the capitol building construction account, the Central Washington University capital projects account, the charitable, educational, penal and reformatory institutions account, the Chehalis basin account, the Chehalis basin taxable account, the clean fuels credit account, the clean fuels transportation investment account, the cleanup settlement account, the climate active transportation account, the climate transit programs account, the Columbia river basin water supply development account, the Columbia river basin taxable bond water supply development account, the Columbia river basin water supply revenue recovery account, the common school construction fund, the community forest trust account, the connecting Washington account, the county arterial preservation account, the county criminal justice assistance account, the covenant ~~homeownership account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of retirement systems expense account, the developmental disabilities community services account, the diesel idle reduction account, the opioid abatement settlement account, the drinking water assistance account, the administrative subaccount of the drinking water assistance account, the early learning facilities development account, the early learning facilities revolving account, the Eastern Washington University capital projects account, the education construction fund, the education legacy trust account, the election account, the electric vehicle account, the energy freedom account, the energy recovery act account, the essential rail assistance account, The Evergreen State College capital projects account, the fair start for kids account, the family medicine workforce development account, the ferry bond~~ p.

~~98 SHBHB 1392 homeownership account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of retirement systems expense account, the developmental disabilities community services account, the diesel idle reduction account, the opioid abatement settlement account, the drinking water assistance account, the administrative subaccount of the drinking water assistance account, the early learning facilities development account, the early learning facilities revolving account, the Eastern Washington University capital projects account, the education construction fund, the education legacy trust account, the election account, the electric vehicle account, the energy freedom account, the energy recovery act account, the essential rail assistance account, The Evergreen State College capital projects account, the fair start for kids account, the family medicine workforce development account, the ferry bond retirement fund, the fish, wildlife, and conservation account, the freight mobility investment account, the freight mobility multimodal account, the grade crossing protective fund, the higher education retirement plan supplemental benefit fund, the Washington student loan account, the highway bond retirement fund, the highway infrastructure account, the highway safety fund, the hospital safety net assessment fund, the Interstate 5 bridge replacement project account, the Interstate 405 and state route number 167 express toll lanes account, the judges' retirement account, the judicial retirement administrative account, the judicial retirement principal account, the limited fish and wildlife account, the local leasehold excise tax account, the local real estate excise tax account, the local sales and use tax account, the marine resources stewardship trust account, the medical aid account, the money-purchase retirement savings administrative account, the money-purchase retirement savings principal account, the motor vehicle fund, the motorcycle safety education account, the move ahead WA account, the move ahead WA flexible account, the multimodal transportation account, the multiuse roadway safety account, the municipal criminal justice assistance account, the oyster reserve land account, the pension funding stabilization account, the perpetual surveillance and maintenance account, the pilotage account, the pollution liability insurance agency underground storage tank revolving account, the medicaid access program account, the public employees' retirement system plan 1 account, the public employees' retirement system combined plan 2 and plan 3 account, the public facilities construction loan revolving account, the public health supplemental account, the public works assistance account, the Puget Sound capital construction account, the Puget Sound ferry operations account, the Puget Sound Gateway facility account, the Puget Sound taxpayer accountability account, the real estate appraiser commission account, the recreational vehicle account, the regional mobility grant program account, the reserve officers' relief and pension principal fund, the resource management cost account, the rural arterial trust account, the rural mobility grant program account, the rural Washington loan fund, the second injury fund, the sexual assault prevention and response account, the site closure account, the skilled nursing facility safety net trust fund, the small city pavement and sidewalk account, the special category C account, the special wildlife account, the state hazard mitigation revolving loan account, the state investment~~ p.

~~109 SHBHB 1392 and plan 3 account, the public facilities construction loan revolving account, the public~~

health supplemental account, the public works assistance account, the Puget Sound capital construction account, the Puget Sound ferry operations account, the Puget Sound Gateway facility account, the Puget Sound taxpayer accountability account, the real estate appraiser commission account, the recreational vehicle account, the regional mobility grant program account, the reserve officers' relief and pension principal fund, the resource management cost account, the rural arterial trust account, the rural mobility grant program account, the rural Washington loan fund, the second injury fund, the sexual assault prevention and response account, the site closure account, the skilled nursing facility safety net trust fund, the small city pavement and sidewalk account, the special category C account, the special wildlife account, the state hazard mitigation revolving loan account, the state investment board expense account, the state investment board commingled trust fund accounts, the state patrol highway account, the state reclamation revolving account, the state route number 520 civil penalties account, the state route number 520 corridor account, the statewide broadband account, the statewide tourism marketing account, the supplemental pension account, the Tacoma Narrows toll bridge account, the teachers' retirement system plan 1 account, the teachers' retirement system combined plan 2 and plan 3 account, the tobacco prevention and control account, the tobacco settlement account, the toll facility bond retirement account, the transportation 2003 account (nickel account), the transportation equipment fund, the JUDY transportation future funding program account, the transportation improvement account, the transportation improvement board bond retirement account, the transportation infrastructure account, the transportation partnership account, the traumatic brain injury account, the tribal opioid prevention and treatment account, the University of Washington bond retirement fund, the University of Washington building account, the voluntary cleanup account, the volunteer firefighters' relief and pension principal fund, the volunteer firefighters' and reserve officers' administrative fund, the vulnerable roadway user education account, the Washington judicial retirement system account, the Washington law enforcement officers' and firefighters' system plan 1 retirement account, the Washington law enforcement officers' and firefighters' system plan 2 retirement account, the Washington public safety employees' p. plan 2 retirement account, the Washington school employees' retirement system combined plan 2 and 3 account, the Washington state patrol retirement account, the Washington State University building account, the Washington State University bond retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account.

10 HB 1392 employees' plan 2 retirement account, the Washington school employees' retirement system combined plan 2 and 3 account, the Washington state patrol retirement account, the Washington State University building account, the Washington State University bond retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account.

~~P-(b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.~~

~~11 SHB 1392 (b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.~~

~~The office of financial management may direct p. transfers of funds between accounts as deemed necessary to implement the provisions of the cash management improvement act, and this subsection.~~

11 HB 1392 direct transfers of funds between accounts as deemed necessary to implement the provisions of the cash management improvement act, and this subsection.

~~P-(4) Monthly, the state treasurer shall distribute the earnings credited to the treasury income account.~~

~~12 SHB 1392 (4) Monthly, the state treasurer shall distribute the earnings credited to the treasury income account.~~

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14 HB 1392 retirement fund, the water pollution control revolving administration account, the water pollution control revolving fund, the Western Washington University capital projects account, the Yakima integrated plan implementation account, the Yakima integrated plan implementation revenue recovery account, and the Yakima integrated plan implementation taxable bond account.

(b) Any state agency that has independent authority over accounts or funds not statutorily required to be held in the state treasury that deposits funds into a fund or account in the state treasury pursuant to an agreement with the office of the state treasurer shall ~~p.~~receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.

~~15 SHB 1392 receive its proportionate share of earnings based upon each account's or fund's average daily balance for the period.~~

~~Sections~~This 1 through 12, 14 through 16, and 18 through 20 of this act ~~are~~is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and ~~take~~takes effect immediately.

This act expires if by January 1, 2027, the federal centers for medicare and medicaid services does not ~~provide~~p. final approval of the state plan amendment or waiver requests under section 2 of this act.

15 HB 1392 provide final approval of the state plan amendment or waiver requests under section 2 of this act.

~~NEW SECTION.~~

~~Sec.~~

~~21.~~

~~The authority must provide written notice of the expiration date of section 18 of this act to affected parties, the chief clerk of the house of representatives, the secretary of the senate, the office of the code reviser, and other as deemed appropriate by the authority.~~

~~p.~~

~~16 SHB 1392 NEW SECTION.~~

~~Sec.~~

~~22.~~

~~If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2025, in the omnibus appropriations act, this act is null and void.~~

~~17~~16 SHBHB 1392