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3 Councilmember Kenyan R. McDuffie
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8 A BILL
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10 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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12 To amend, on an emergency basis, the Department of Health Care Finance Establishment Act of
13 2007 to mitigate the impact and disruption to District residents who rely on Medicaid
14 Managed Care by ensuring their access to adequate health care.
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16 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may
17 be cited as the “Medicaid Universal Contracting Emergency Amendment Act of 2021”.
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19 Sec. 2. Section 8 of the Department of Health Care Finance Establishment Act of 2007,
20 effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.07), is amended as
21 follows:

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

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

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

27 “(14)(A) Require that each acute care hospital (“hospital”), including the hospital’s
28 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 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 This act shall take effect following approval by the Mayor (or in the event of veto by the
40 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
41 90 days, as provided for emergency acts of the Council of the District of Columbia in section
42 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
43 D.C. Official Code § 1-204.12(a)).