



NOTES

HB23-1215 Hospital Facility Fee Steering Committee Orientation

The meeting required individuals to register to attend the Zoom meeting.

Wednesday, October 25, 2023
11:30 a.m. - 1:00 p.m.

[HB23-1215_Steering_Committee_Orientation.pdf](#)

[Meeting recording](#)

1. Introductions

- a. Steering Committee introduces themselves
 - i. Isabel Cruz, Policy Director, Colorado Consumer Health Initiative
 - ii. Diane Kruse, Health Care Consumer
 - iii. Bettina Schneider, Chief Financial Officer, Colorado Department of Health Care Policy and Financing
 - iv. Kevin Stansbury, Chief Executive Officer, Lincoln Community Hospital
 - v. Karlee Tebbutt, Regional Director, America's Health Insurance Plans
 - vi. Unable to attend: Dr. Omar Mubarak, Managing Partner, Vascular Institute of the Rockies
 - vii. Dan Rieber, Chief Financial Officer, University of Colorado Hospital Authority
- b. Facilitators introduce themselves
 - i. Greg and Kate from Government Performance Solutions, Inc. (GPS)
- c. Actuaries introduce themselves
 - i. Seth Adamson from CBIZ Optumas



2. Explain HB23-1215

- a. Facilitators share a summary of requirements from [HB23-1215](#)
 - i. GPS presented slides 10 and 11
 - ii. Definition of “facility fee” as defined by the bill:
 - 1. (d) “FACILITY FEE” MEANS ANY FEE A HOSPITAL OR HEALTH SYSTEM CHARGES OR BILLS FOR OUTPATIENT HOSPITAL SERVICES THAT IS:
 - (I) INTENDED TO COMPENSATE THE HOSPITAL OR HEALTH SYSTEM FOR ITS OPERATIONAL EXPENSES; AND
 - (II) SEPARATE AND DISTINCT FROM A PROFESSIONAL FEE CHARGED OR BILLED BY A HEALTH-CARE PROVIDER FOR PROFESSIONAL MEDICAL SERVICES.

3. Understand the approach, timeline, boundaries, roles & responsibilities

- a. Facilitators share the approach, timeline, boundaries, roles, responsibilities, and [open meeting law](#)
 - i. GPS presented slide 12 with the timeline and approach
 - 1. Final Report required by legislation by October 1, 2024
 - 2. Request from the Steering Committee to get information well before a meeting.
 - a. CBIZ Optumas said that earlier meetings will depend on when they can get the data, so there may not be more than a few days to review. However, they will try to get the steering committee information out in Spring, one week before the meeting.
 - ii. GPS reviewed slide 13 with the roles and responsibilities of the steering committee, facilitators, actuaries, and HCPF.
 - 1. A steering committee member suggested we do not use “proposal” but “proposed consensus of the impact.”
 - iii. Reviewed open meeting law
 - 1. Open meeting:
<https://hcpf.colorado.gov/sites/hcpf/files/open-meeting-requirements-of-the-colorado-sunshine-law.pdf>
 - 2. Open meeting FAQ:
<https://leg.colorado.gov/sites/default/files/open-meetings-law-state-public-body-faq.pdf>



4. Steering Committee establishes its group norms

- a. Steering Committee participates in a virtual exercise answering the following questions:
 - i. How do you want to interact with each other, and/or what are your shared behavioral commitments?
 - ii. How and when do you want to hear public comment?
 - iii. What method (e.g., voting) do you want to use to determine consensus on the impact of outpatient facility fees? And how do you want to handle opposing opinions?

The answers to these questions will be compiled by GPS and used to form the ground rules for the steering committee. The ground rules will be shared and confirmed during the next steering committee meeting.

- Question from a steering committee member about absence at meetings and voting:
 - One member suggested communicating their perspective in a written statement to the Steering Committee before the meeting. Another member agreed.
- The question is whether the steering committee will know in advance if voting will occur. Answer: yes.
 - One member said that could be OK as a way to ensure we all have an opportunity to vote, but not sure how we “designate” someone who is not on the steering committee.
- Question about steering committee meeting scheduling.
 - We will try to get a recurring monthly meeting on the calendar, and then in the spring of 2024, there may need to be additional or ad-hoc meetings depending on when data analysis is available.

5. Public Comment (12:40 - 12:55)

- a. Public comment was offered at 12:37 p.m., and there was no public comment.

6. Questions

- a. Steering Committee asks its final questions
 - i. Will the meetings be one hour or longer? Suggestion by GPS for 2-hour meetings to allow for steering committee discussion.



- ii. The Steering Committee proposed written public comment via hcpf_facilityfee@state.co.us and limiting speaking by the public at the meetings to 2 minutes.
 - iii. Can we get feedback in advance from non-members or the public? Can steering committee members solicit feedback?
 - 1. Answer: yes,
 - iv. What happens if two steering committee members are at the same meeting? Can we discuss HB23-1215?
 - 1. Answer: No, per open meeting law, steering committee members cannot discuss with another steering committee outside of the meetings unless they invite others and notify the public in advance.
 - 2. Can we gather data separately to bring to the committee?
 - a. Answer: It should come to this committee so that the entire committee can have input and hear data or stakeholder input simultaneously. If agreed upon by the steering committee, there could be separate subcommittees.
 - v. Request for steering committee members and CBIZ Optumas to refrain from using acronyms.
- b. Hear about the next steps
- i. GPS will send a separate calendar invitation in addition to the steering committee. The steering committee will also receive the email from Zoom directly.
 - ii. GPS and the CBIZ Optumas will work to get the steering committee information 1 week in advance.
 - iii. Zoom registration will be available to the public.
 - iv. Quick verbal poll of the Steering Committee to identify recurring meeting days.
 - 1. Tentatively 2nd Tuesday late afternoon starting November 14.

The last call for public comment at 12:52 p.m. - no comments.

7. Next meeting: TBD - please visit: [Hospital Facility Fee Steering Committee | Colorado Department of Health Care Policy & Financing](#)

Reasonable accommodations will be provided upon request for persons with disabilities. Please notify the Board Coordinator at 303-866-4764 or Shay.Lyon@state.co.us or the 504/ADA Coordinator at hcpf504ada@state.co.us at least one week before the meeting to make arrangements.

