

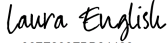

# CONTRACT AMENDMENT #4A

## SIGNATURE AND COVER PAGE


<b>State Agency</b> Department of Health Care Policy and Financing	<b>Original Contract Number</b> 18-101452
<b>Contractor</b> Kaiser Permanente	<b>Amendment Contract Number</b> 18-101452A4A
<b>Current Contract Maximum Amount</b> Initial Term State Fiscal Year 2018                      No Maximum Extension Terms State Fiscal Year 2019                      No Maximum State Fiscal Year 2020                      No Maximum State Fiscal Year 2021                      No Maximum State Fiscal Year 2022                      No Maximum Total for All State Fiscal Years              No Maximum	<b>Contract Performance Beginning Date</b> The Effective Date  <b>Current Contract Expiration Date</b> June 30, 2021

### THE PARTIES HERETO HAVE EXECUTED THIS AMENDMENT

Each person signing this Amendment represents and warrants that he or she is duly authorized to execute this Amendment and to bind the Party authorizing his or her signature.

<b>CONTRACTOR</b> Kaiser Permanente  DocuSigned by:  067F200FBB24486... By: Laura English, Vice President 12/31/2020 Date: _____	<b>STATE OF COLORADO</b> <b>Jared S. Polis, Governor</b> Department of Health Care Policy and Financing Kim Bimestefer, Executive Director  DocuSigned by:  0B6A84707EA8403... By: Kim Bimestefer, Executive Director 12/31/2020 Date: _____
---	---

In accordance with §24-30-202 C.R.S., this Amendment is not valid until signed and dated below by the State Controller or an authorized delegate.

**STATE CONTROLLER**  
**Robert Jaros, CPA, MBA, JD**  
  
 DocuSigned by:  
  
 By: \_\_\_\_\_  
 Greg Tanner, Controller: Department of Health Care Policy and Financing  
  
 12/31/2020  
 Amendment Effective Date: \_\_\_\_\_

**1. PARTIES**

This Amendment (the “Amendment”) to the Original Contract shown on the Signature and Cover Page for this Amendment (the “Contract”) is entered into by and between the Contractor and the State.

**2. TERMINOLOGY**

Except as specifically modified by this Amendment, all terms used in this Amendment that are defined in the Contract shall be construed and interpreted in accordance with the Contract.

**3. AMENDMENT EFFECTIVE DATE AND TERM****A. Amendment Effective Date**

This Amendment shall not be valid or enforceable until the Amendment Effective Date shown on the Signature and Cover Page for this Amendment. The State shall not be bound by any provision of this Amendment before that Amendment Effective Date, and shall have no obligation to pay Contractor for any Work performed or expense incurred under this Amendment either before or after of the Amendment term shown in **§3.B** of this Amendment.

**B. Amendment Term**

The Parties’ respective performances under this Amendment and the changes to the Contract contained herein shall commence on the Amendment Effective Date shown on the Signature and Cover Page for this Amendment and shall terminate on the termination of the Contract.

**4. PURPOSE**

The purpose of the Original Contract is to set forth the terms under which the Contractor will serve as one of Colorado’s Children’s Basic Health Plan program (CHP+) Managed Care Organizations (MCOs) that will provide health care services to CHP+ eligible members.

This amendment makes the following changes to Exhibit C-2, RATES.

**5. MODIFICATIONS**

The Contract and all prior amendments thereto, if any, are modified as follows:

**A. Exhibit C-2, RATES is modified as follows:**

Section II. Retrospective Rate Changes is deleted in its entirety and replaced with:

Section II. Retrospective Rate Changes

In relation to unique circumstances and when the Contractor and the Department agree to retrospectively change the rates, the Department will recoup overpayments. The rates for the following time periods will be adjusted according to Contract amendment or an Option Letter issued by the Department.

Rates Effective Date: 07/01/2019 – 06/30/2020  
Agreement – Reduce rates by 2.67%

Age Group	FPL	SFY20 Payment Rate	Updated SFY20 Payment Rate
00-01	0-100%	\$248.95	\$242.30
00-01	101-156%	\$249.81	\$243.14
00-01	157-200%	\$249.74	\$243.07
00-01	201-260%	\$249.29	\$242.63
02-05	0-100%	\$138.02	\$134.33
02-05	101-156%	\$138.02	\$134.33

02-05	157-200%	\$138.02	\$134.33
02-05	201-260%	\$138.02	\$134.33
06-18	0-100%	\$174.84	\$170.17
06-18	101-156%	\$174.96	\$170.29
06-18	157-200%	\$174.98	\$170.30
06-18	201-260%	\$175.06	\$170.39

**6. LIMITS OF EFFECT AND ORDER OF PRECEDENCE**

This Amendment is incorporated by reference into the Contract, and the Contract and all prior amendments or other modifications to the Contract, if any, remain in full force and effect except as specifically modified in this Amendment. Except for the Special Provisions contained in the Contract, in the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Amendment and any of the provisions of the Contract or any prior modification to the Contract, the provisions of this Amendment shall in all respects supersede, govern, and control. The provisions of this Amendment shall only supersede, govern, and control over the Special Provisions contained in the Contract to the extent that this Amendment specifically modifies those Special Provisions.

(/)

[Home](#) / [HCPF-Home \(/Pages/Home.aspx\)](#) / eClearance

## eClearanceDocuments (<https://cohcpf.sharepoint.com/eClearance/eClearanceDocuments>) CHP+ Mid-Year Contract Amendments

### Instructions

1. Open and review documents - use Ctrl + click to open each document in a new browser
2. Click on "Edit Properties" on the left side of this page to approve or not approve w/comments
3. Save

## CHP+ Mid-Year Contract Amendments

The amendments currently being submitted pertain to the 5 contracts we have with the CHP+ MCOs for a January 1, 2021 effective date. The amendments for FY21 reflect the following changes: a CMS required language addition, the deletion of the Health Insurance Provider Fee (HIPF) deliverable language per The Further Consolidated Appropriations Act, 2020, Division N, Subtitle E § 502, the addition of language requiring diverse hiring practices, and rate change language for overpayment recoup. The rates have been set by the Managed Care Rates Team at the Department and agreed to by the MCOs. One of the 5 contracts is in the folder as all 5 contracts have identical language, with the exception of agreed upon rates. A sample Exhibit C-2 displaying how the retrospective rates change will be included, in addition to the current state fiscal year rates is also attached. These are essential changes required prior to January 1, 2021. We are in the process of redoing the CHP contract to align with the ACC and reflect our Department goals. That contract version will be available for your review and comments after the first of the year.

ClearanceType Contracts (Program Approvals After P&C Req  
([https://cohcpf.sharepoint.com/eClearance/\\_layouts/15/userdisp.aspx?PageType=4&ListId={58d5a54a-ff6d-4998-a75cf991a436ec}&ID=15&RootFolder=\\*}](https://cohcpf.sharepoint.com/eClearance/_layouts/15/userdisp.aspx?PageType=4&ListId={58d5a54a-ff6d-4998-a75cf991a436ec}&ID=15&RootFolder=*}))  
Originating Division Health Programs Office  
Primary Contact Ryan, Amy ([/eClearance/\\_layouts/15/userdisp.aspx?PageType=4&ListId={58d5a54a-ff6d-4998-a75cf991a436ec}&ID=15&RootFolder=\\*}](https://cohcpf.sharepoint.com/eClearance/_layouts/15/userdisp.aspx?PageType=4&ListId={58d5a54a-ff6d-4998-a75cf991a436ec}&ID=15&RootFolder=*}))  
eClearance Status Obtaining Approvals

[View All Properties](#)  
[Edit Properties](#)








## Workflow History

Title	Activity	Comments	Modified	Modified By
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78385">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78385</a> )	Sent to Approver 1:		Tue Dec 15 2020	Ryan, Amy
	Jaskunas, Jeffr...			
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78456">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78456</a> )	Approved	Approved. Approval to also extended to the other CHP+ MCOs with their individual rate table negotiated during the SFY 19-20 rate reductions. As an example, this means approval for COA's ammendment with the COA SFY19-20 rate reduction (recoup) table.	Wed Dec 16 2020	Jaskunas, Jeffrey
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78457">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78457</a> )	Sent to Approver 2:		Wed Dec 16 2020	Jaskunas, Jeffrey
	Karabatsos, Lau...			
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78549">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78549</a> )	Approved	Thanks Amy. Nice work. I look forward to finishing the big contract rewrite and really going through that with Tracy and Kim. thanks, -Laurel	Fri Dec 18 2020	Karabatsos, Laurel B.
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78550">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78550</a> )	Sent to Approver 3:		Fri Dec 18 2020	Karabatsos, Laurel B.
	Geduldig, Sarah			
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78704">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78704</a> )	Approved		Mon Dec 21 2020	Geduldig, Sarah
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78705">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=78705</a> )	Sent to Approver 4:		Mon Dec 21 2020	Geduldig, Sarah
	Johnson, Tracy			
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=79031">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=79031</a> )	Approved		Mon Dec 28 2020	Johnson, Tracy
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=79032">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=79032</a> )	Sent to Approver 5:		Mon Dec 28 2020	Johnson, Tracy
	Bimestefer, Kim			
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=79055">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=79055</a> )	Approved		Mon Dec 28 2020	Bimestefer, Kim
CHP+ Mid-Year Contract Amendments ( <a href="https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=79056">https://cohcpf.sharepoint.com/eClearance/Lists/eClearanceWorkflowLog/DispForm.aspx?ID=79056</a> )	Sent to Approver 6:		Mon Dec 28 2020	Bimestefer, Kim
	Lee, Chengxue			

 New
  Upload
  Sync
  Share
 More 

Find a file

Name	Created By	Primary Contact	Originating Division	CurrentApproverName	Current/
 Executive Director Contract Summary (/eClearance/eClearanceDocuments/CHP+ Mid-Year Contract Amendments/Executive Director Contract Summary.docx)	Ryan, Amy (/eClearance/_layouts/15/userdisp.aspx?ID=3685)				
 HCPF Contract Checklist_Amendments_Dec2020 (/eClearance/eClearanceDocuments/CHP+ Mid-Year Contract Amendments/HCPF Contract Checklist_Amendments_Dec2020.docx)	Ryan, Amy (/eClearance/_layouts/15/userdisp.aspx?ID=3685)				
 Denver Health Medical Plan 18-101451A4 (/eClearance/eClearanceDocuments/CHP+ Mid-Year Contract Amendments/Denver Health Medical Plan 18-101451A4.docx)	Ryan, Amy (/eClearance/_layouts/15/userdisp.aspx?ID=3685)				
 SAMPLE Exhibit C-2 Rates - DH (/eClearance/eClearanceDocuments/CHP+ Mid-Year Contract Amendments/SAMPLE Exhibit C-2 Rates - DH.pdf)	Ryan, Amy (/eClearance/_layouts/15/userdisp.aspx?ID=3685)				
 CHP+FY21MidYearAmendment V2 (/eClearance/eClearanceDocuments/CHP+ Mid-Year Contract Amendments/CHP+FY21MidYearAmendment V2.xlsx)	Ryan, Amy (/eClearance/_layouts/15/userdisp.aspx?ID=3685)				

## DEPARTMENT VALUES

Person-Centeredness • Accountability • Continuous Improvement • Employee Engagement • Integrity • Transparency