



HR0755

LRB100 17071 ALS 32492 r

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HOUSE RESOLUTION

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WHEREAS, The Health Choice Illinois Medicaid Managed Care Program is a program proposed by the Illinois Department of Healthcare and Family Services (HFS), which seeks to completely change the way the State of Illinois administers its Medicaid program; and

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WHEREAS, The purpose of the Health Choice Illinois Medicaid Managed Care Program is to increase the number of people enrolled in the state's Medicaid Managed Care Program from the current 60 percent of Medicaid beneficiaries, to 80 percent and to launch the program in all 102 counties (currently, it is only in 30 counties); and

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WHEREAS, The Health Choice Illinois Medicaid Managed Care Program was implemented as of January 1, 2018; and

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WHEREAS, The transformation into the Health Choice Illinois Medicaid Managed Care Program stands to drastically affect the providers of Medicaid healthcare services for the state's most vulnerable populations, especially residents in nursing homes; and

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WHEREAS, It is important that the new program safeguards the needs of nursing home residents because of their unique

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1 challenges, while also addressing any additional complications
2 for nursing homes in complying with and implementing any new
3 managed care agreements; and

4 WHEREAS, The Health Choice Illinois Medicaid Managed Care
5 Program lacked transparency from its inception, since it was
6 procured outside of the standard procurement process, had no
7 independent review, and was not subject to the transparency and
8 ethics requirements of a standard procurement, despite the fact
9 that it was the largest procurement in the history of the State
10 of Illinois, with a value of \$63 billion; and

11 WHEREAS, The Illinois General Assembly passed legislation
12 to increase oversight for the Health Choice Illinois Medicaid
13 Managed Care Program and place the awarding of the Managed Care
14 Organization (MCO) contracts within the Illinois Procurement
15 Code; however, this legislation was vetoed by Governor Rauner;
16 and

17 WHEREAS, HFS had sole discretion in awarding the winning
18 contracts to the MCOs with no oversight from the legislature,
19 the Chief Procurement Officer, the Illinois Office of the
20 Comptroller, or other independent oversight agencies to ensure
21 a clear and transparent procurement process; and

22 WHEREAS, The Health Choice Illinois Medicaid Managed Care

1 Program required the State of Illinois and the Department of
2 Healthcare and Family Services to sign a master contract with
3 the MCOs; and

4 WHEREAS, The Medicaid MCOs are now pursuing individual
5 contracts with providers to maintain an adequate network for
6 Medicaid beneficiaries; and

7 WHEREAS, There are major issues with the MCO contracts that
8 are being offered to providers, with some contracts not
9 complying with the provisions of the master contract between
10 HFS and the MCOs; and

11 WHEREAS, During a review of the provider contract language
12 with the MCOs, it has been noted that there are provisions that
13 may violate federal or state law; and

14 WHEREAS, It is unjust that providers be pressured to sign
15 contracts to be a part of the Health Choice Illinois Medicaid
16 Managed Care Program until these compliance issues are
17 resolved; providers deserve to know the terms and conditions to
18 which they are agreeing, with appropriate due diligence and
19 review; and

20 WHEREAS, Some providers have already signed these provider
21 contracts after threats were made by HFS that the provider

1 either sign the contract now or not have an opportunity to sign
2 the contract at a later date; and

3 WHEREAS, In the event that addendums to these provider
4 contracts are issued by HFS in the future, providers will not
5 have the opportunity to review them prior to being
6 contractually bound to obey them; therefore, be it

7 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE
8 HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we
9 strongly urge the Department of Healthcare and Family Services
10 to delay the implementation of the Health Choice Illinois
11 Medicaid Managed Care Program for nursing homes for 60 to 90
12 days to give the providers and the MCOs the opportunity to
13 correct these contractual deficiencies and help to ensure a
14 seamless transition for this new program; and be it further

15 RESOLVED, That in the event that any provisions within the
16 provider contracts are in conflict with state or federal law,
17 that the state or federal law will govern; and be it further

18 RESOLVED, That suitable copies of this resolution be
19 delivered to the Governor of the State of Illinois and the
20 Director of the Department of healthcare and Family Services.