

1 S.4

2 Introduced by Senators Ashe, Lyons, and Pollina

3 Referred to Committee on

4 Date:

5 Subject: Health; accountable care organizations; confidential or proprietary
6 information

7 Statement of purpose of bill as introduced: This bill proposes to identify the
8 circumstances under which the governing body of an accountable care
9 organization may meet in private.

10 An act relating to publicly accessible meetings of an accountable care
11 organization's governing body

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 18 V.S.A. § 9382 is amended to read:

14 § 9382. OVERSIGHT OF ACCOUNTABLE CARE ORGANIZATIONS

15 (a) In order to be eligible to receive payments from Medicaid or
16 commercial insurance through any payment reform program or initiative,
17 including an all-payer model, each accountable care organization shall obtain
18 and maintain certification from the Green Mountain Care Board. The Board
19 shall adopt rules pursuant to 3 V.S.A. chapter 25 to establish standards and
20 processes for certifying accountable care organizations. To the extent

1 permitted under federal law, the Board shall ensure these rules anticipate and
2 accommodate a range of ACO models and sizes, balancing oversight with
3 support for innovation. In order to certify an ACO to operate in this State, the
4 Board shall ensure that the following criteria are met:

5 * * *

6 (13) meetings of the ACO's governing body include a public session at
7 which members of the public are provided an opportunity to comment and at
8 which all business that is not confidential or proprietary is conducted and
9 members of the public are provided an opportunity to comment, except
10 business related to contracts, to civil or criminal liability, to personnel matters,
11 or to information that reasonably could be considered a trade secret as defined
12 in 9 V.S.A. § 4601;

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14 Sec. 2. EFFECTIVE DATE

15 This act shall take effect on January 1, 2018.