

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Health Care to which was referred Senate Bill No. 63
3 entitled “An act relating to modifying the regulatory duties of the Green
4 Mountain Care Board” respectfully reports that it has considered the same and
5 recommends that the House propose to the Senate that the bill be amended as
6 follows:

7 First: By striking out Sec. 7, 18 V.S.A. § 9456, in its entirety and inserting
8 a new Sec. 7 to read as follows:

9 Sec. 7. 18 V.S.A. § 9456 is amended to read:

10 § 9456. BUDGET REVIEW

11 (a) The Board shall conduct reviews of each hospital’s proposed budget
12 based on the information provided pursuant to this subchapter and in
13 accordance with a schedule established by the Board. Notwithstanding any
14 provision of 3 V.S.A. chapter 25 to the contrary, the Board’s review,
15 establishment, and enforcement of hospital budgets under this section shall not
16 be construed to be a contested case. Any person aggrieved by a final Board
17 action, order, or determination under this section may appeal as set forth in
18 section 9381 of this title.

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1 (B)(i) The Board may order a hospital to:

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3 (ii) Orders issued under this subdivision (2)(B) shall be issued
4 after notice and an opportunity to be heard, except where the Board finds that a
5 hospital’s financial or other emergency circumstances pose an immediate
6 threat of harm to the public or to the financial condition of the hospital. Where
7 there is an immediate threat, the Board may issue orders under this subdivision
8 (2)(B) without written or oral notice to the hospital. Where an order is issued
9 without notice, the hospital shall be notified of the right to a hearing at the time
10 the order is issued. The hearing shall be held within 30 days after receipt of
11 the hospital’s request for a hearing, and a decision shall be issued within 30
12 days after conclusion of the hearing. The Board may increase the time to hold
13 the hearing or to render the decision for good cause shown. ~~Hospitals may~~
14 ~~appeal any decision in this subsection to Superior Court. Appeal shall be on~~
15 ~~the record as developed by the Board in the administrative proceeding and the~~
16 ~~standard of review shall be as provided in 8 V.S.A. § 16.~~

17 Second: By striking out Sec. 10, effective dates, in its entirety and inserting
18 a new Sec. 10 to read as follows:

1 Sec. 10. EFFECTIVE DATES

2 (a) In Sec. 5, (18 V.S.A. § 9382), subsection (a) shall take effect on January
3 1, 2027 and subsections (b)–(g) shall take effect on January 1, 2026.

4 (b) Secs. 6 (18 V.S.A. § 9454) and 7 (18 V.S.A. § 9456) and this section
5 shall take effect on passage.

6 (c) The remaining sections shall take effect on July 1, 2025.

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17 (Committee vote: _____)

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Representative _____

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FOR THE COMMITTEE