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HOUSE BILL NO. 300

Offered January 14, 2026

A BILL to amend the Code of Virginia by adding in Chapter 5 of Title 2.2 an article numbered 5, consisting of sections numbered 2.2-525 and 2.2-526, and by adding a section numbered 15.2-5384.1:1, relating to expiration of cooperative agreements; period of oversight by Attorney General; transfer of records.

Patron—Hope

Referred to Committee on Health and Human Services

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Chapter 5 of Title 2.2 an article numbered 5, consisting of sections numbered 2.2-525 and 2.2-526, and by adding a section numbered 15.2-5384.1:1 as follows:

Article 5.

Supervision of Cooperative Agreements.

§ 2.2-525. Additional active supervision of expired cooperative agreements.

The Attorney General shall have the exclusive authority and responsibility to supervise any managed care pricing restrictions in effect at the time any cooperative agreement expires pursuant to § 15.2-5384.1:1. During the five-year period in which the managed care pricing restrictions are in effect after the expiration of the cooperative agreement, such restrictions may only be modified by the mutual written agreement of the entity subject to the restrictions and the Attorney General.

§ 2.2-526. Reimbursement for costs.

A. The Attorney General may seek reimbursement from the parties supervised pursuant to § 2.2-525 for all reasonable and actual costs incurred directly related to his duty to supervise under this article. Such reimbursement shall not exceed $200,000 annually. The costs incurred may include the retention of accounting, technical, and other qualified experts or consultants that the Attorney General determines necessary to his duty of active supervision. Within 30 days of the end of each quarter, the Attorney General shall provide to the supervised parties a written quarterly report detailing all costs incurred by the Attorney General related to the supervision of the managed care pricing restrictions for which the Attorney General seeks reimbursement. The supervised parties shall remit payment within 30 days of receipt of such request for reimbursement. Any requested reimbursement shall be paid into the Department of Law.

B. Nongeneral funds generated by the reimbursements collected in accordance with this section and accounted for and deposited into a special fund by the Department of Law shall be held exclusively to cover the expenses of the Department in administrating this article and shall not be transferred to any other agency, except to cover expenses directly related to active supervision of the cooperative agreement. The Department of Law shall maintain records sufficient to support the costs for which reimbursement is sought under this section.

§ 15.2-5384.1:1. Expiration.

A. A cooperative agreement approved pursuant to this chapter shall automatically expire 10 years after its initial approval by the Commissioner. Any managed care pricing restrictions that are part of the cooperative agreement that are in effect as of the expiration date shall remain in effect for a period of five years after the expiration date, and such restrictions shall be actively supervised by the Attorney General during this period pursuant to § 2.2-525.

B. The Department of Health shall transfer all records related to its approval and supervision of any cooperative agreement approved pursuant to § 15.2-5384.1 to the Attorney General within 60 days of the expiration of a cooperative agreement pursuant to subsection A.

2. That upon the first expiration of a cooperative agreement pursuant to § 15.2-5384.1:1 of the Code of Virginia, as created by this act, the Department of Health shall repeal the provisions of 12VAC5-221 of the Virginia Administrative Code.

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