

**Lost  
AMENDMENT NO 1 TO COMMITTEE AMENDMENT NO 1 PROPOSED  
TO**

**Senate Bill No. 2859**

**BY: Representative Calhoun**

1           **AMEND** on line 983 by changing the period to a comma and  
2 inserting the following language:  
3 "except as follows: The department shall issue a certificate of  
4 need to any for-profit corporation for which the majority of the  
5 shareholders are African-Americans and which employs fewer than  
6 one hundred (100) employees, to establish and operate a home  
7 health agency in such territory as may be authorized by the  
8 department in the certificate of need, provided that the home  
9 health agency established under the certificate of need serves  
10 Medicaid and Medicare recipients and provides at least a fifty  
11 percent (50%) discount on prescription drugs to Medicare  
12 recipients. The provision of Section 41-7-193(1) regarding  
13 substantial compliance with the projection of need as reported in  
14 the current State Health Plan is waived for the purpose of the  
15 issuance of this certificate of need."

16           **AMEND FURTHER** the title on line 6 by inserting the following  
17 language after the semicolon: "TO AUTHORIZE THE STATE DEPARTMENT  
18 OF HEALTH TO ISSUE A CERTIFICATE OF NEED TO A CERTAIN FOR-PROFIT  
19 CORPORATION TO ESTABLISH AND OPERATE A HOME HEALTH AGENCY;"