

## Senate Amendments to House Bill No. 1471

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

### AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

6           **SECTION 1.** Chapter 303, Laws of 2006, is amended as follows:

7           Section 1. (1) The Division of Medicaid shall immediately  
8 design and implement a temporary program to provide nonemergency  
9 transportation to locations for necessary dialysis services for  
10 end stage renal disease patients who are sixty-five (65) years of  
11 age or older or are disabled as determined under Section  
12 1614(a)(3) of the federal Social Security Act, as amended, whose  
13 income did not exceed one hundred thirty-five percent (135%) of  
14 the nonfarm official poverty level as defined by the Office of  
15 Management and Budget, and whose resources did not exceed those  
16 established by the division as of December 31, 2005, whose  
17 eligibility was covered under the former category of eligibility  
18 known as PLADs (Poverty Level Aged and Disabled).

19           (2) The transportation services under the program shall be  
20 provided by any reasonable provider, which may include (a) public  
21 entities or (b) private entities and individuals who are in the  
22 business of providing nonemergency transportation, including  
23 faith-based organizations, and the division shall reimburse those  
24 entities and individuals or faith-based organizations for  
25 providing the transportation services in accordance with a  
26 mutually agreed upon reimbursement schedule.

27           (3) The program shall be funded from monies that are  
28 appropriated or otherwise made available to the division. The  
29 funds shall be appropriated to the division specifically to cover  
30 the cost of this program and shall not be a part of the division's  
31 regular appropriation for the operation of the federal-state

32 Medicaid program. The transportation services provided under this  
33 program shall be subject to specific appropriation therefor by the  
34 Legislature.

35 (4) The program is a separate program that is not part of or  
36 connected to the Medicaid program, and the relationship of the  
37 division to the program is only as the administering agent.

38 (5) This section shall stand repealed on June 30, 2008.

39 Section 2. The division is authorized to seek approval from  
40 the Centers for Medicare and Medicaid Services (CMS) for a waiver  
41 or grant to cover those individuals identified to receive services  
42 under this act, as allowed by federal law. The division is also  
43 authorized to explore other options for administering and  
44 providing services under this program, including, but not limited  
45 to, grants to nonprofit organizations.

46 **SECTION 2.** This act shall take effect and be in force from  
47 and after its passage.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1 AN ACT TO AMEND CHAPTER 303, LAWS OF 2006, WHICH ESTABLISHED  
2 A PROGRAM ADMINISTERED BY THE DIVISION OF MEDICAID THAT PROVIDES  
3 NONEMERGENCY TRANSPORTATION FOR CERTAIN KIDNEY DIALYSIS PATIENTS,  
4 TO EXTEND THE REPEALER ON THAT SECTION; AND FOR RELATED PURPOSES.

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John O. Gilbert  
Secretary of the Senate