

E2SHB 2439 - S AMD TO S AMD (S-5083.1/16) 700

By Senator Hargrove

PULLED 03/03/2016

1 On page 6 of the amendment, after line 1, insert the following:

2 "Sec. 5. RCW 74.09.520 and 2015 1st sp.s. c 8 s 2 are each
3 amended to read as follows:

4 (1) The term "medical assistance" may include the following care
5 and services subject to rules adopted by the authority or department:
6 (a) Inpatient hospital services; (b) outpatient hospital services;
7 (c) other laboratory and X-ray services; (d) nursing facility
8 services; (e) physicians' services, which shall include prescribed
9 medication and instruction on birth control devices; (f) medical
10 care, or any other type of remedial care as may be established by the
11 secretary or director; (g) home health care services; (h) private
12 duty nursing services; (i) dental services; (j) physical and
13 occupational therapy and related services; (k) prescribed drugs,
14 dentures, and prosthetic devices; and eyeglasses prescribed by a
15 physician skilled in diseases of the eye or by an optometrist,
16 whichever the individual may select; (l) personal care services, as
17 provided in this section; (m) hospice services; (n) other diagnostic,
18 screening, preventive, and rehabilitative services; and (o) like
19 services when furnished to a child by a school district in a manner
20 consistent with the requirements of this chapter. For the purposes of
21 this section, neither the authority nor the department may cut off
22 any prescription medications, oxygen supplies, respiratory services,
23 or other life-sustaining medical services or supplies.

24 "Medical assistance," notwithstanding any other provision of law,
25 shall not include routine foot care, or dental services delivered by
26 any health care provider, that are not mandated by Title XIX of the
27 social security act unless there is a specific appropriation for
28 these services.

29 (2) The department shall adopt, amend, or rescind such
30 administrative rules as are necessary to ensure that Title XIX
31 personal care services are provided to eligible persons in
32 conformance with federal regulations.

1 (a) These administrative rules shall include financial
2 eligibility indexed according to the requirements of the social
3 security act providing for medicaid eligibility.

4 (b) The rules shall require clients be assessed as having a
5 medical condition requiring assistance with personal care tasks.
6 Plans of care for clients requiring health-related consultation for
7 assessment and service planning may be reviewed by a nurse.

8 (c) The department shall determine by rule which clients have a
9 health-related assessment or service planning need requiring
10 registered nurse consultation or review. This definition may include
11 clients that meet indicators or protocols for review, consultation,
12 or visit.

13 (3) The department shall design and implement a means to assess
14 the level of functional disability of persons eligible for personal
15 care services under this section. The personal care services benefit
16 shall be provided to the extent funding is available according to the
17 assessed level of functional disability. Any reductions in services
18 made necessary for funding reasons should be accomplished in a manner
19 that assures that priority for maintaining services is given to
20 persons with the greatest need as determined by the assessment of
21 functional disability.

22 (4) Effective July 1, 1989, the authority shall offer hospice
23 services in accordance with available funds.

24 (5) For Title XIX personal care services administered by aging
25 and disability services administration of the department, the
26 department shall contract with area agencies on aging:

27 (a) To provide case management services to individuals receiving
28 Title XIX personal care services in their own home; and

29 (b) To reassess and reauthorize Title XIX personal care services
30 or other home and community services as defined in RCW 74.39A.009 in
31 home or in other settings for individuals consistent with the intent
32 of this section:

33 (i) Who have been initially authorized by the department to
34 receive Title XIX personal care services or other home and community
35 services as defined in RCW 74.39A.009; and

36 (ii) Who, at the time of reassessment and reauthorization, are
37 receiving such services in their own home.

38 (6) In the event that an area agency on aging is unwilling to
39 enter into or satisfactorily fulfill a contract or an individual

1 consumer's need for case management services will be met through an
2 alternative delivery system, the department is authorized to:

3 (a) Obtain the services through competitive bid; and

4 (b) Provide the services directly until a qualified contractor
5 can be found.

6 (7) Subject to the availability of amounts appropriated for this
7 specific purpose, the authority may offer medicare part D
8 prescription drug copayment coverage to full benefit dual eligible
9 beneficiaries.

10 (8) Effective January 1, 2016, the authority shall require
11 universal screening and provider payment for autism and developmental
12 delays as recommended by the bright futures guidelines of the
13 American academy of pediatrics, as they existed on August 27, 2015.
14 This requirement is subject to the availability of funds.

15 (9) Effective January 1, 2017, the authority shall require
16 universal annual screening and provider payment for depression for
17 children ages thirteen through twenty-one as recommended by the
18 bright futures guidelines of the American academy of pediatrics, as
19 they existed on January 1, 2016. This requirement is subject to the
20 availability of funds."

21 Renumber the remaining section consecutively.

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22 On page 6, line 7 of the title amendment, after "insert" insert
23 "amending RCW 74.09.520;"

EFFECT: Requires the Health Care Authority to require annual
screening and provider payment for depression for children ages 13-21
as recommended by the Bright Futures Guidelines of the American
Academy of Pediatrics, subject to the availability of funds.

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