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**HOUSE COMMITTEE AMENDMENTS**

2021 Regular Session

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 91 by Representative Echols

AMENDMENT NO. 1

Delete pages 2 and 3 in their entirety and insert in lieu thereof the following:

"B. For purposes of this Section, the following definitions apply:(1) "Department" means the Louisiana Department of Health.(2) "NEMT services" means nonemergency, non-ambulance medical transportation.(3) "Type 1 TNC" means a transportation network company with drivers and vehicles that meet the driver and vehicle requirements for transportation network companies set forth in this Chapter.(4) "Type 2 TNC" means a transportation network company that meets all of the following qualifications:(a) The company has drivers and vehicles that meet or exceed the driver and vehicle requirements for transportation network companies set forth in this Chapter(b) The company has drivers and vehicles that meet driver training and vehicle requirements provided in rules and regulations of the department.(c) The company has scheduling software that is able to send the driver special transport instructions to include hand-to-hand or door-to-door levels of service as well as all special instructions required to transport a Medicaid enrollee safely.C.(1)(a) The department shall promulgate rules and regulations authorizing Type 1 TNCs to connect drivers to riders for the purpose of providing NEMT services within this state through the Louisiana Medicaid program. The rules shall establish requirements for Type 1 TNCs and Medicaid enrollees utilizing such companies for NEMT services which include, without limitation, all of the following:(i) The Medicaid enrollee must have a smartphone that is able to receive trip information that the Type 1 TNC sends by text.(ii) The Medicaid enrollee must be able to interpret and understand texted trip information.(iii) The Medicaid enrollee must be able to redirect a driver if the driver is at the wrong address.(iv) The Type 1 TNC shall not provide NEMT services to any enrollee of a Medicaid waiver program for persons with intellectual or developmental disabilities unless the enrollee is approved by his parent or guardian and, if applicable, his case manager or group home manager.(b) Type 1 TNCs shall be prohibited from providing NEMT services to all of the following persons:(i) Minor children seventeen years of age and younger riding alone.(ii) Medicaid enrollees requiring hand-to-hand or door-to-door assistance.(iii) Any Medicaid enrollee who has requested that his NEMT services not be provided through a transportation network company.(iv) Medicaid enrollees who need personal mobility assistance from a driver.(v) Medicaid enrollees who need assistance with multiple car seats.(vi) Medicaid enrollees whose trip information is to be texted to anyone else besides the enrollee.

1           (vii) Any Medicaid enrollee with an escort who needs assistance from a  
2 driver. For purposes of this Item, "escort" means a person riding with the enrollee.

3           (2) The department shall promulgate rules and regulations authorizing Type  
4 2 TNCs to connect drivers to riders for the purpose of providing NEMT services  
5 within this state through the Louisiana Medicaid program. The rules shall provide  
6 for requirements and prohibitions relative to Type 2 TNCs and Medicaid enrollees  
7 utilizing such companies for NEMT services which include, without limitation, all  
8 of the following:

9           (a) The Medicaid enrollee must have a smartphone that is able to receive trip  
10 information that the Type 2 TNC sends by text.

11           (b) The Medicaid enrollee must be able to interpret and understand texted  
12 trip information.

13           (c) The Medicaid enrollee was contacted by the department or a Medicaid  
14 managed care organization that contracts with the department and agreed to receive  
15 NEMT services through a transportation network company.

16           (d) The Type 2 TNC shall not provide NEMT services to any of the  
17 following persons:

18           (i) Any enrollee of a Medicaid waiver program for persons with intellectual  
19 or developmental disabilities unless the enrollee is approved by his parent or  
20 guardian and, if applicable, his case manager or group home manager

21           (ii) Any minor child seventeen years of age or younger riding alone.

22           (e) The Type 2 TNC shall not provide NEMT services to any Medicaid  
23 enrollee who needs personal mobility assistance from a driver unless the company  
24 offers this type of assistance."