

SB0796/627177/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 796
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 11 down through “date;” in line 13 and substitute “requiring the Department to ensure that providers are able to exchange electronic data with the Department through an application program interface with the Department’s Long Term Services and Supports software system; requiring the Department to meet certain requirements at least a certain number of days before requiring providers to use a certain software system for certain individuals; requiring the Department to develop and distribute certain materials to certain users and individuals; requiring the Department to ensure that certain numbers are approved and entered into a certain software system, that certain individuals have a certain plan in a certain software system, that individuals have certain authorization, that certain rates are finalized and certain analyses are completed, and that certain errors are corrected in a certain manner;”; and in line 15, after “date;” insert “requiring the Department, on or before a certain date, to ensure that certain devices are distributed, that a certain plan has been developed, that certain providers receive a certain guide, and that a certain pilot program is completed; requiring the Department to conduct a certain pilot program for at least a certain period of time; requiring the Department to include certain participation and allow each provider to make a certain selection in conducting a certain pilot program; requiring the Department to ensure that an individual’s choice of provider or service is not restricted by the Developmental Disabilities Administration as the result of certain actions;”.

AMENDMENT NO. 2

On page 2, in line 30, strike “**30**” and substitute “**90**”.

On page 3, after line 4, insert:

(Over)

“(4) THE DEPARTMENT SHALL ENSURE THAT PROVIDERS, INCLUDING COORDINATORS OF COMMUNITY SERVICES, HAVE THE ABILITY TO AUTOMATICALLY EXCHANGE ELECTRONIC DATA WITH THE DEPARTMENT THROUGH AN APPLICATION PROGRAM INTERFACE WITH THE DEPARTMENT’S LONG TERM SERVICES AND SUPPORTS SOFTWARE SYSTEM.”;

in line 6, strike “(1)”; strike beginning with “may” in line 6 down through “(b)” in line 15 and substitute “shall meet the requirements established under subsection (b) of this section at least 90 days before requiring providers to use the Long Term Services and Supports software system for all individuals they serve.

(b) (1) The Department shall develop and distribute:

(i) to Long Term Services and Supports software system users related to Developmental Disabilities Administration services, a Long Term Services and Supports software system operations manual for Administration services;

(ii) to providers and individuals served by providers, written policies and procedures for all developmental disability waiver services;

(iii) to individuals supported by provider services, a comprehensive guide that describes the services available through the Developmental Disabilities Administration, including services available under family supports, community supports, and community pathways waivers, with the relevant funding parameters, definitions, and examples; and

(iv) to individuals determined to be eligible for Developmental Disabilities Administration services:

1. a list of providers authorized to provide services under each waiver, with contact information for each provider;

and

2. detailed information on self-directed services options;

3. detailed information regarding:

A. how individuals can access specific services;

B. the eligibility requirements and process for determining eligibility for services; and

C. the anticipated time between the initial determination of an individual's eligibility and the individual's access to Administration services.

(2) The Department shall ensure that:

(i) all base and site ePREP numbers are approved by all parties and entered into the Long Term Services and Supports software system;

(ii) individuals receiving Developmental Disabilities Administration services have a current, approved person-centered plan in the Long Term Services and Supports software system;

(iii) individuals receiving Developmental Disabilities Administration services have an accurate and current service authorization signed by the service provider and approved by the Developmental Disabilities Administration;

(iv) rates for a provider are finalized and a provider impact analysis is completed for each provider;

(v) all known Long Term Services and Supports software system functionality errors are corrected systematically.

(Over)

(3) The Department shall conduct an analysis of coordinator of community service job responsibilities to identify coordinator of community services capacity needed to implement the Long Term Services and Supports software system.

(c)”;

in line 16, strike “January 1, 2021” and substitute “December 1, 2020”; after line 18, insert:

“(d) On or before October 31, 2020, the Department shall ensure:

(1) all one-time password devices are distributed as necessary to implement electronic visit verification;

(2) a plan has been developed for timely distribution of replacement one-time password devices; and

(3) all providers of personal supports receive an operations guide for the implementation of electronic visit verification that includes procedures:

(i) for documentation of services;

(ii) for billing;

(iii) for obtaining replacement one-time password devices; and

(iv) to follow when electronic visit verification systems are not operational.”;

in line 19, strike “(c)” and substitute “(e) (1) The Department shall conduct a pilot program of the Long Term Services and Supports software system for at least 6 months.”

(2) In conducting the pilot program, the Department shall:

 (i) include the participation of each Developmental Disabilities Administration licensed provider and certified provider; and

 (ii) allow each provider to select the number of individuals supported by the provider that the provider wishes to be included in the pilot program.

 (f) The Department shall ensure that an individual’s choice of provider or service is not restricted by the Developmental Disabilities Administration as a result of implementation of the Long Term Services and Supports software system pilot program, or any phase-in of waiver service definitions, billing processes, or operational changes.

 (g);

strike beginning with “to” in line 21 down through “system” in line 22 and substitute “required under subsection (e) of this section”; in line 29, strike “and”; and after line 30, insert:

 “(vi) the ability of providers to automatically exchange electronic data with the Department through an application program interface with the software system; and”.

On page 4, in line 2, strike “(d)” and substitute “(h)”.