

SENATE PUBLIC HEALTH, WELFARE & SAFETY	
EXHIBIT NO.	15
DATE:	1-21-05
BILL NO.	SB127

Amendment To Senate Bill No. 127  
 Introduced Bill

Amendment Requested By The Department Of Public Health And Human Services  
 For Senate Public Health, Safety And Welfare Committee

1. Page 1, line 10.  
 Strike: "AND ANNUAL RESIDENT REVIEW"
  
2. Page 4, lines 18 through 22.  
 Strike: section 1 in its entirety  
 Renumber: subsequent sections
  
3. Page 5, line 22.  
 Strike: "and annual resident review"
  
4. Page 7, line 8.  
 Strike: "with chronic mental illness"  
 Following: "who are"  
 Insert: "emotionally disturbed and"
  
5. Page 7, line 14.  
 Following: "age"  
 Strike: "or"  
 Insert: "and"
  
6. Page 7, line 23.  
 Strike: "or"
  
7. Page 7, line 24.  
 Strike: "or"  
 Insert: "and"
  
8. Page 7, line 26.  
 Strike: ":"  
 Insert: "; or"
  
9. Page 7.  
 Following: line 26  
 Insert: "(j) persons 18 years of age and older with chronic mental illness who are in need on an ongoing or frequent basis of specialized health services and other supportive services necessary to meet their needs of daily living and to maintain the persons in personal or other community-integrated residential situations.

10. Page 8, lines 20 and 21.  
Strike: "and annual resident reviews"

11. Page 8, lines 28 and 29.  
Strike: subsection c in its entirety

12. Page 9, line 4.  
Strike: "and annual resident reviews"

13. Page 9, line 10.  
Strike: "screenings and annual resident"

14. Page 9, line 11.  
Strike: "review  
Insert: screening

15. Page 9, lines 13 and 14.  
Strike: and annual resident reviews

**Explanation:**

The various amendments removing references to the annual resident review aspect of the preadmission screening process for admission of persons with mental retardation or mental illness to nursing facilities are necessary in that it has been determined that the federal requirement for resident reviews on an annual basis has been repealed by Congress.

The amendment in Section 3, amending 53-6-402 to change the name of the projected service population in subsection (6)(d) from children with "chronic mental illness" to children who are "emotionally disturbed", conforms this language with that in HB 183. HB 183, introduced at the request of the Department, expressly authorizes the establishment of a medicaid funded program of home and community services for children who are emotionally disturbed and in need of those services for their emotional well being. The specification of that program in this bill is to assure the applicability to that program of the various detailed provisions of this bill that assure appropriate implementation of federal 1915c medicaid funded home and community services programs.

The amendment in Section 3, amending 53-6-402 with the addition of a new subsection(6)(j), provides for an additional projected population of mentally ill adults to receive medicaid funded home and community services. This population of existing medicaid eligible persons would benefit through the provision of a more flexible array of medicaid funded services for their daily health and residential needs. These persons would not be served through the other projected service populations of

adults with mental illness. The other projected service populations of persons with mental illness, already addressed in this bill are: 1) those persons 18 years of age and older with developmental disabilities and chronic mental illness or 2) those persons with chronic mental illness who suffer from serious chemical dependency.

-End-

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13 January 2005 (12:30 p.m.)

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