

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2008 Session of 2019

INTRODUCED BY BURNS, DAVIDSON, LONGIETTI, MALAGARI, YOUNGBLOOD, HILL-EVANS, FREEMAN, READSHAW, CALTAGIRONE, SCHLOSSBERG, CIRESI, WILLIAMS, McCLINTON, DELLOSO, ROZZI, SAPPEY, ZABEL, McCARTER, DONATUCCI, SANCHEZ, ULLMAN, O'MARA, KIM, DeLUCA, COMMITTA, OTTEN, WEBSTER, KRUEGER, HARKINS, ROEBUCK AND SAINATO, OCTOBER 30, 2019

REFERRED TO COMMITTEE ON HEALTH, OCTOBER 30, 2019

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An
2 act to consolidate, editorially revise, and codify the public
3 welfare laws of the Commonwealth," in public assistance,
4 repealing provisions related to nonemergency medical
5 transportation services.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 443.12 of the act of June 13, 1967
9 (P.L.31, No.21), known as the Human Services Code, is repealed:

10 [Section 443.12. Nonemergency Medical Transportation
11 Services.--(a) The department shall amend the Commonwealth's
12 State Plan under Title XIX of the Social Security Act (49 Stat.
13 620, 42 U.S.C. § 1396 et seq.) to provide nonemergency medical
14 transportation services to eligible and enrolled medical
15 assistance recipients utilizing a Statewide or regional full-
16 risk brokerage model.

17 (b) Subject to Federal approval of the amendments to the

1 Commonwealth's approved Title XIX State Plan, the department
2 shall develop a proposal and solicit a broker to administer the
3 program. A broker determined eligible by the department may
4 submit a proposal. The department shall enter into a contract
5 with each broker whose proposal has been selected to administer
6 the program.

7 (c) The department shall issue the solicitation for a
8 Statewide or regional full-risk brokerage model within one
9 hundred eighty days after the effective date of this subsection.

10 (d) The department may not enter into a contract with a
11 broker under subsection (b) prior to the completion of the
12 analysis required under subsection (e). ((d) added June 28,
13 2019, P.L.168, No.19)

14 (e) Prior to the implementation of the full-risk brokerage
15 model, the department, in coordination with the Department of
16 Transportation and the Department of Aging, shall commission an
17 analysis that provides at a minimum the following:

18 (1) An analysis of current Federal and State law,
19 regulations and policies controlling the nonemergency medical
20 transportation and other human services transportation programs
21 administered in the Commonwealth, including the authorized
22 methods of delivery and limitations or restrictions imposed on
23 the methods of delivery.

24 (2) An analysis of the effectiveness and efficiency of the
25 current nonemergency transportation service delivery as it
26 relates to all human service programs in this Commonwealth.

27 (3) A review of other states' models of delivering
28 nonemergency medical and other human services transportation,
29 including the number of other states that utilize a full-risk
30 brokerage model and the effect a brokerage model has had on

1 public transit in those states.

2 (4) An analysis of the positive and negative impact of
3 maintaining the current transportation delivery model versus
4 implementing a full-risk brokerage model as it relates to the
5 State and local government entities, including financial impact.

6 (5) An analysis of the impact on consumers, including an
7 increase or decrease in quality and service availability.

8 ((e) added June 28, 2019, P.L.168, No.19)

9 (f) The analysis under subsection (e) shall be completed no
10 later than one hundred eighty days from the effective date of
11 this subsection. A preliminary report of the analysis under
12 subsection (e) shall be completed no later than ninety days from
13 the effective date of this subsection. The analysis under
14 subsection (e) and the preliminary report under this subsection
15 shall be delivered to the following:

16 (1) The Secretary of Human Services.

17 (2) The Secretary of Aging.

18 (3) The Secretary of Transportation.

19 (4) The chairperson and minority chairperson of the
20 Appropriations Committee of the Senate.

21 (5) The chairperson and minority chairperson of the
22 Appropriations Committee of the House of Representatives.

23 (6) The chairperson and minority chairperson of the Health
24 and Human Services Committee of the Senate.

25 (7) The chairperson and minority chairperson of the Health
26 Committee of the House of Representatives.]

27 Section 2. This act shall take effect immediately.