

1 HB194
2 194399-1
3 By Representative Bracy (N & P)
4 RFD: Mobile County Legislation
5 First Read: 19-MAR-19

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8 SYNOPSIS: This bill relates to Class 2 municipalities
9 and would provide that any federal Program of All
10 Inclusive Care for the Elderly (PACE Program) in a
11 Class 2 municipality would be allotted by the
12 Alabama Medicaid Agency a minimum of 200
13 participants each fiscal year beginning October 1,
14 2019, and thereafter.

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16 A BILL
17 TO BE ENTITLED
18 AN ACT

19
20 Relating to Class 2 municipalities; to provide that
21 any federal Program of All Inclusive Care for the Elderly
22 (PACE Program) in a Class 2 municipality would be allotted by
23 the Alabama Medicaid Agency a minimum of 200 participants each
24 fiscal year beginning with the fiscal year commencing on
25 October 1, 2019, and thereafter.

26 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. This act shall apply only in a Class 2
2 municipality.

3 Section 2. The Legislature finds that the entire
4 Program of All Inclusive Care for the Elderly (PACE) in this
5 state exists only in Class 2 municipalities. It is the intent
6 of this act to allow a Program of All Inclusive Care for the
7 Elderly (PACE) provider in a Class 2 municipality to continue
8 to provide services for nursing home eligible patients. The
9 Legislature further finds that the Pace Program provides
10 treatment to nursing home eligible patients for fewer taxpayer
11 dollars per patient than other programs currently existing in
12 the state. The Legislature further finds that the state has an
13 interest in providing choices for nursing home eligible
14 individuals who wish to choose another form of appropriate
15 care rather than care in an institution. The Legislature
16 further finds that the state has a financial and moral
17 responsibility to promote the best and most appropriate
18 medical treatment for nursing home eligible patients in this
19 state.

20 Section 3. For the purposes of this act, the
21 following terms shall have the following meanings:

22 (1) MEDICAID PROGRAM. The medical assistance program
23 as established in Title XIX of the Social Security Act and as
24 administered by the Alabama Medicaid Agency pursuant to
25 executive order and Title 560 of the Alabama Administrative
26 Code.

1 (2) PACE PROGRAM. The federal Program of All
2 Inclusive Care for the Elderly operated by a public, private,
3 nonprofit, or proprietary entity, as permitted by federal law
4 as defined at 42 C.F.R. §460.6, as amended and supplemented.

5 Section 4. Beginning with the fiscal year commencing
6 on October 1, 2019, and thereafter, in any Class 2
7 municipality, the Alabama Medicaid Agency shall allocate and
8 provide Medicaid Program funds for a minimum of 200
9 participants in the federal Program of All Inclusive Care for
10 the Elderly (PACE Program).

11 Section 5. This act shall become effective
12 immediately following its passage and approval by the
13 Governor, or its otherwise becoming law.