

House Bill 1407

By: Representatives Rogers of the 26th, Channell of the 116th, and Cooper of the 41st

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated,
2 relating to medical assistance generally, so as to provide for a single administrator for dental
3 services for Medicaid recipients and PeachCare for Kids participants; to require the
4 Department of Community Health to competitively bid out and contract with such single
5 administrator; to provide for requirements for the single administrator; to provide for
6 applicability; to provide for an amendment to the state plan if necessary; to provide for
7 related matters; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to
11 medical assistance generally, is amended by adding a new Code section to read as follows:

12 "49-4-158.

13 (a) Upon expiration, or termination prior to expiration, of the current term of a contract
14 with a care management organization which covers dental services for recipients of
15 medical assistance pursuant to this article and for participants in the PeachCare for Kids
16 program pursuant to Article 13 of Chapter 5 of this title, the department shall enter into a
17 contract with a single administrator to provide dental services for such recipients and
18 participants. Such single administrator shall be selected through a competitive bidding
19 process pursuant to Article 3 of Chapter 5 of Title 50. The single administrator shall be
20 prohibited from outsourcing, subcontracting, or assigning any rights or obligations under
21 its contract with the department. The single administrator shall be required to obtain a
22 certificate of authority from the Commissioner of Insurance as a health maintenance
23 organization pursuant to Chapter 21 of Title 33. The single administrator shall provide or
24 arrange for dental services on a prepaid, capitated basis to recipients of medical assistance
25 and PeachCare for Kids participants. The single administrator shall establish a dental

26 provider fee schedule which is at least 85 percent of the maximum allowable payments for
27 dental services as published by the department on January 1, 2010.

28 (b) A single administrator for dental services shall be in place and shall contract with
29 willing dental providers upon the expiration, or termination prior to expiration, of the
30 current term of all contracts with care management organizations which cover dental
31 services for recipients of medical assistance pursuant to this article and for participants in
32 the PeachCare for Kids program pursuant to Article 13 of Chapter 5 of this title. At such
33 time, all dental services for such recipients shall be provided through a single administrator.

34 (c) The single administrator shall comply with and be subject to the provisions of
35 subsection (e) of Code Section 49-4-153 in the same manner as a care management
36 organization subject to such subsection. The single administrator shall be subject to and
37 shall comply with the provisions of Code Section 33-21A-8 in the same manner as for care
38 management organizations.

39 (d) The department shall submit any necessary modifications, if applicable, to the state
40 plan for medical assistance filed pursuant to Code Section 49-4-12 in order to fulfill the
41 requirements of this Code section."

42 **SECTION 2.**

43 All laws and parts of laws in conflict with this Act are repealed.