

House Bill 461

By: Representatives Rogers of the 29<sup>th</sup>, Channell of the 120<sup>th</sup>, Parrish of the 158<sup>th</sup>, and Cooper of the 43<sup>rd</sup>

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 be  
24 compensated for dental services on a prepaid, capitated basis for recipients of medical  
25 assistance and PeachCare for Kids participants. The single administrator shall establish a  
26 dental provider fee schedule which is at least 85 percent of the maximum allowable

27 payments for dental services as published by the department in Appendix B of the Policies  
28 and Procedures for Dental Services on January 1, 2013, and subject to annual review and  
29 adjustment by the department.

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

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

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

44 **SECTION 2.**

45 All laws and parts of laws in conflict with this Act are repealed.