

House Bill 263

By: Representatives Taylor of the 173<sup>rd</sup>, Cooper of the 43<sup>rd</sup>, and Houston of the 170<sup>th</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 administrators for dental services  
3 for Medicaid recipients and PeachCare for Kids participants; to require the Department of  
4 Community Health to competitively bid out and contract with such administrators; to provide  
5 for requirements for the administrators; to provide for applicability; to provide for an  
6 amendment to the state plan if necessary; to provide for related matters; to repeal conflicting  
7 laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 style="text-align:center">**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 "49-4-159.

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 no more than two administrators to provide dental services for such recipients  
18 and participants. Such administrators shall be selected through a competitive bidding  
19 process pursuant to Article 3 of Chapter 5 of Title 50. The administrators shall be  
20 prohibited from outsourcing, subcontracting, or assigning any contractual rights or  
21 obligations. The administrators shall be required to obtain a certificate of authority from  
22 the Commissioner of Insurance as a health maintenance organization pursuant to  
23 Chapter 21 of Title 33. The administrators shall be compensated for dental services on a  
24 prepaid, capitated basis for recipients of medical assistance and PeachCare for Kids  
25 participants. The administrators shall establish a dental provider fee schedule which is at  
26 least 85 percent of the maximum allowable payments for dental services as published by

27 the department in Appendix B of the Policies and Procedures for Dental Services on  
28 January 1, 2015, and subject to annual review and adjustment by the department.  
29 (b) Administrators for dental services shall be in place and shall contract with willing  
30 dental providers upon the expiration, or termination prior to expiration, of the current term  
31 of all contracts with care management organizations which cover dental services for  
32 recipients of medical assistance pursuant to this article and for participants in the  
33 PeachCare for Kids program pursuant to Article 13 of Chapter 5 of this title. At such time,  
34 all dental services for such recipients shall be provided through the administrators.  
35 (c) The administrators shall comply with and be subject to the provisions of subsection (e)  
36 of Code Section 49-4-153 in the same manner as a care management organization subject  
37 to such subsection. The administrators shall be subject to and shall comply with the  
38 provisions of Code Section 33-21A-8 in the same manner as for care management  
39 organizations.  
40 (d) The department shall submit any necessary modifications, if applicable, to the state  
41 plan for medical assistance filed pursuant to Code Section 49-4-12 in order to fulfill the  
42 requirements of this Code section."

43 **SECTION 2.**

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