

SENATE BILL No. 416

By Committee on Ways and Means

1-19

9 AN ACT concerning medicaid; relating to payroll agents for certain cli-
10 ents; care services by family members; concerning a waiver for home
11 and community based services programs.
12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. (a) On and after January 1, 2006, as part of the Kansas
15 medicaid home and community based services program, payroll agents
16 for clients who self-direct their own care services shall be selected
17 through a process established by the agency administering such a
18 program.

19 (b) (1) Under the Kansas medicaid home and community based serv-
20 ices program, family members of clients who self-direct their own care
21 services may provide services to such clients but shall not be reimbursed
22 more than 75% of the regular reimbursement rate for such services. To
23 be eligible for reimbursement the family member must be 18 years of
24 age or older.

25 (2) As used in this subsection, "family member" means:

26 (A) A parent, child or sibling;

27 (B) a sibling, as denoted by the prefix "half";

28 (C) a parent, child or sibling, as denoted by the prefix "step";

29 (D) a foster child;

30 (E) an uncle, aunt, nephew or niece;

31 (F) any parent or child of a preceding or subsequent generation, as
32 denoted by the prefix of "grand" or "great"; or

33 (G) a parent, child or sibling related by marriage as denoted by the
34 suffix of "in-law."

35 Sec. 2. The Kansas health policy authority shall seek a waiver from
36 the federal department of health and human services to allow home and
37 community based services clients to choose services and service providers
38 and self-direct such services.

39 Sec. 3. This act shall take effect and be in force from and after its
40 publication in the statute book.