

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 3582

By: McCall and Lawson of the
House

and

Yen of the Senate

8 An Act relating to poor persons; amending 56 O.S.
2011, Section 1017.3, which relates to eligibility
9 for the Advantage Waiver Program; providing that
certain determination be made by the Oklahoma Health
10 Care Authority; and providing an effective date.

13 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
entire bill and insert

15 "An Act relating to the ADvantage Waiver Program;
directing the Department of Human Services to conduct
16 certain survey and submit results; providing for
noncodification; and declaring an emergency.

19 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

20 SECTION 1. NEW LAW A new section of law not to be
21 codified in the Oklahoma Statutes reads as follows:

22 The Department of Human Services shall contract to conduct a
23 survey of recipients and applicants of ADvantage waiver services to
24 evaluate the current eligibility determination criteria when

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8 2011, Section 1017.3, which relates to eligibility
9 for the Advantage Waiver Program; providing that
10 certain determination be made by the Oklahoma Health
11 Care Authority; and providing an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 3. AMENDATORY 56 O.S. 2011, Section 1017.3, is
14 amended to read as follows:

15 Section 1017.3 To be eligible for the ADvantage Waiver Program,
16 a person shall:

- 17 1. Qualify financially for Medicaid;
- 18 2. Be sixty-five (65) years of age or older or be a physically
19 disabled adult as determined by the Social Security Administration,
20 age twenty-one (21) years or older without mental retardation or
21 cognitive impairment;
- 22 3. Be determined to meet the nursing facility institutional
23 level of care by the ~~Aging Services Division of the Department of~~
24 ~~Human Services~~ Oklahoma Health Care Authority;

- 1 4. Reside in his or her own home or a family member's home; and
- 2 5. Have needs that can be safely met with waiver services and
- 3 family or community supports.

4 SECTION 4. This act shall become effective November 1, 2018.

5 Passed the House of Representatives the 15th day of March, 2018.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ____ day of _____, 2018.

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Presiding Officer of the Senate

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