

STATE OF KANSAS

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SENATE CHAMBER

MR. PRESIDENT:

I move to amend **Substitute for SB 449**, on page 230, following line 27, by inserting:

"Sec. 122. Except as otherwise provided in this section, during one year after the date of implementation of the managed care system or any managed care oversight, no state agency named in this or any other appropriation act of the 2012 regular session of the legislature shall expend moneys from the state general fund or from any special revenue fund or funds authorized by this or any other appropriation act of the 2012 regular session of the legislature, to provide services: (a) through the home and community based services waiver for individuals with developmental disabilities; (b) through intermediate care facilities, targeted case management or assessment services for individuals with developmental disabilities; or (c) to technology assisted waivers, under any managed care system or any managed care oversight or any function that is determined to be a managed care oversight during fiscal year 2013 and fiscal year 2014: *Provided*, That any community developmental disability organizations or community service providers shall not be required to contract with any managed care organization or participate in any managed care system or any managed care oversight during such year of implementation: *Provided further*, That services during such year of implementation shall be administered and provided consistent with laws and rules and regulations in force on April 1, 2012: *And provided further*, That moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2013 and fiscal year 2014, as authorized by this or any other appropriation act of the 2012 regular session of the legislature to provide services during such year of implementation: (a) through the home and community based services waiver for individuals with developmental disabilities; (b) through intermediate care facilities, targeted case management or

assessment services for individuals with developmental disabilities; or (c) to technology assisted waivers, shall be expended only in the same manner as such moneys were expended during fiscal year 2012 pursuant to the developmental disabilities reform act, K.S.A. 39-1801 through 39-1810, and K.S.A. 2011 Supp. 39-1811, and amendments thereto, and the rules and regulations, policies and contracts, in force on April 1, 2012: *Provided, however,* That during fiscal year 2013 and fiscal year 2014, nothing in this section shall prevent any community service provider from voluntarily participating in a pilot program established during such year of implementation.";

And by renumbering sections accordingly

Senator \_\_\_\_\_