

APA-1

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No: 560 Department or Agency: Alabama Medicaid Agency

Rule No: 560-X-62-.07

Rule Title: Contract For Case-Management Services with Organization with Probationary Certification

X New Rule; _____ Amend; _____ Repeal; _____ Adoption by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? _____ no

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? _____ yes

Is there another, less restrictive method of regulation available that could adequately protect the public? _____ no

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? _____ no

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? _____ no

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? _____ yes

Does the proposed rule have any economic impact? _____ no

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975 and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer: Stephanie Lindsay

Date: 12-17-2013

FOR APD USE ONLY

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ALABAMA MEDICAID AGENCY

NOTICE OF INTENDED ACTION

RULE NO. & TITLE: 560-X-62-.07 - Contract for Case-Management Services with Organization with Probationary Certification

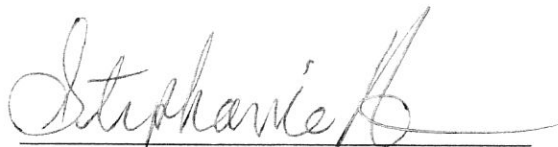
INTENDED ACTION: Add New Rule 560-X-62-.07

SUBSTANCE OF PROPOSED ACTION: The above referenced rule is being created to comply with the Code of Alabama, 1975 Section 22-6-150 et seq. This rule is being added to Chapter 62 to the Alabama Administrative Code which addresses Regional Care Organizations (RCOs) created by Code of Alabama, 1975 Section 22-6-150 et seq. The new rule sets forth requirements for specific case management services with an organization that the Medicaid Agency has granted probationary RCO on such terms and conditions required by the Medicaid Agency.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or oral comments may be submitted to the Alabama Medicaid Agency, 501 Dexter Avenue, Post Office Box 5624, Montgomery, Alabama 36103-5624. Agency business hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: Written/Oral comments concerning this change must be received by the Alabama Medicaid Agency no later than February 4, 2014.

CONTACT PERSON AT AGENCY: Stephanie Lindsay, Administrative Secretary, Alabama Medicaid Agency, 501 Dexter Avenue, Post Office Box 5624, Montgomery, Alabama 36103-5624.



Stephanie McGee Azar
Acting Commissioner

Rule No. 560-X-62-.07. Contract for Case-Management Services with Organization with Probationary Certification. NEW RULE

(1) The Medicaid Agency may contract for specific case-management services with an organization that the Medicaid Agency has granted probationary regional care organization certification on such terms and conditions required by the Medicaid Agency.

(2) Probationary certified regional care organizations desiring to contract for specific case management services with the Medicaid Agency must submit a Response to a Medicaid Request for Proposal. The Request for Proposal and/or Contract shall set forth terms and conditions required by the Medicaid Agency to perform case management services. Requests for Proposals and/or Contracts for specific case-management services in each Medicaid region shall be issued and available for inspection on the Medicaid Agency's website. Requests for Proposals and/or Contracts shall set forth the scope of work, pricing, general information, entity qualifications and references, submission requirements, evaluation and selection process, any requirements for establishing an adequate medical service delivery network, any solvency and financial requirements, general terms and conditions, and other provisions for case-management services. Any organization that the Medicaid Agency has granted probationary regional care organization certification by October 1, 2014 shall be eligible to submit a proposal to provide case-management services in the Medicaid region(s) for which it has received probationary certification. The Medicaid Agency may, in its discretion, allow one or more organizations granted probationary regional care organization certification after October 1, 2014 to submit proposals to provide case-management services. The Medicaid Agency may contract for specific case-management services with one or more organizations with probationary certification.

(3) Pursuant to Section 22-6-162 of the Alabama Code, if any organization that has contracted with the Medicaid Agency for case-management services has failed to gain full regional care organization certification or has had its probationary certification terminated or revoked, then the contract for case-management services shall be terminated and that organization shall refund half the payments, made by the Medicaid Agency to the organization for case-management services, paid over the previous 12 months.

Author: Sharon Weaver, Administrator, Administrative Procedures Office.

Statutory Authority: Code of Alabama, 1975 Section 22-6-150 *et seq.*

History: Filed December 17, 2013.