

**HOUSE \_\_\_\_\_ AMENDMENT NO. \_\_\_\_**

**Offered By**

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 854, Page 1, in  
2 the Title , Line 3, by deleting the phrase “the employment disqualification list for home care  
3 employees” and inserting in lieu thereof the phrase “home- and community-based services”; and  
4

5 FURTHER AMEND said Bill, Section 208.895, Page 2, Lines 42 - 45 by deleting all of said lines  
6 from the bill and renumber subsequent subsections accordingly; and  
7

8 FURTHER AMEND said Bill, Section and Page, Line 48, by deleting the words “section, the”  
9 and inserting in lieu thereof the following:

10 “section, a provider has the option of completing an assessment and care plan  
11 recommendation. At such time that the department approves or modifies the assessment and care  
12 plan, the care plan shall become effective; such approval or modification shall occur within five  
13 business days. If such approval by the department does not occur within five business days  
14 payment shall begin to the provider based on the assessment and care plan recommendation  
15 submitted by the provider. The”; and  
16

17 FURTHER AMEND said Bill and Section, Page 3. Lines 73 - 74 by deleting all of said lines and  
18 inserting in lieu thereof the following:

19 “(1) "Assessment" means a face-to-face determination that a Medicaid participant is  
20 eligible for home- and community-based services and:”; and  
21

22 FURTHER AMEND said Bill, Page 6, Section 660.315, Line 78, by inserting after the word  
23 “subsection.” the following:

24 “Such a consumer reporting agency shall conduct the employee disqualification list check  
25 only upon the initiative or request of an entity described in subdivisions (1), (2), (5), or (6) of this  
26 subsection when the entity is fulfilling its duties required under this section. The information  
27 shall be disclosed only to the requesting entity.”; and  
28

29 FURTHER AMEND said Bill and Section, Page 7, Line 97, by inserting after the word

1 “employer” the phrase “or vendor as defined in sections 197.400, 198.006, 208.900, or 660.250”;  
2 and

3  
4 FURTHER AMEND said Bill, Section and Page, Lines 99 - 104, by deleting all of said lines and  
5 inserting in lieu thereof the following:

6 “after the date of hire] deny employment to an applicant or to discharge a current  
7 employee, provisional or otherwise, as a result of information obtained through any portion of the  
8 background screening and employment eligibility determination process under section 210.903, or  
9 subsequent, periodic screenings, shall not be liable in any action brought by the applicant or  
10 employee relating to discharge where the employer is required by law to terminate the employee,  
11 provisional or”; and

12  
13 FURTHER AMEND said Bill, Section and Page, Line 107, by inserting after the word  
14 “employer” the phrase “or vendor as defined in sections 197.400, 198.006, 208.900, or 660.250”;  
15 and

16  
17 Further amend said bill by amending the title, enacting clause, and intersectional references  
18 accordingly.