

PROPOSED AMENDMENT
SENATE AMENDMENTS TO H.B. 2154
(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Laws 2009, third special session, chapter 6, section 26 is
3 amended to read:

4 Sec. 26. State department of corrections; budget structure;
5 health care services; retroactivity

6 A. Notwithstanding any other law, the state department of corrections
7 shall report actual fiscal year 2008-2009, estimated fiscal year 2009-2010
8 and requested fiscal year 2010-2011 expenditures for each line item
9 delineated in the fiscal year 2009-2010 general appropriations act when the
10 department submits the fiscal year 2010-2011 budget request pursuant to
11 section 35-113, Arizona Revised Statutes. The information submitted for each
12 line item shall contain as much detail as submitted in previous years for
13 prior line items.

14 B. Before October 1, 2009, the state department of corrections shall
15 issue a request for information for the privatization of all correctional
16 health services, including all medical and dental services, that are provided
17 in a state owned and operated facility. Before publication, the request for
18 information shall be submitted for review to the joint legislative budget
19 committee.

20 C. The state department of corrections shall issue a request for
21 proposals to privatize all correctional health services that are provided in
22 a state owned and operated facility. ~~The department shall award a contract~~
23 ~~to a private provider of correctional health services that will provide such~~
24 ~~services, including all medical and dental services, at a cost below the~~
25 ~~fiscal year 2007-2008 total cost to the state for such services. Not later~~
26 ~~than January 1, 2010, and before issuance, the request for proposals shall be~~
27 ~~submitted for review to the joint legislative budget committee. The state~~
28 ~~department of corrections shall award a contract by May 1, 2010.~~

29 D. This section is effective retroactively to from and after September
30 30, 2009.

31 Sec. 2. State department of corrections; health care services

32 A. Within thirty days after the effective date of this act, the state
33 department of corrections shall issue a request for information for the
34 privatization of all correctional health services, including all medical and

1 dental services, that are provided in a state owned and operated facility.
2 All responses shall be submitted to the department within thirty days after
3 the request for information is issued. The state department of corrections
4 shall provide the joint legislative budget committee a copy of any
5 information submitted.

6 B. Within ninety days after the joint legislative budget committee has
7 reviewed the information submitted pursuant to subsection A, and the joint
8 legislative budget committee has provided final instructions, the state
9 department of corrections shall issue a request for proposals to privatize
10 all correctional health services that are provided in a state owned and
11 operated facility. The department shall not bid for or compete to provide
12 medical services. The department shall award a contract to the best
13 qualified bidder and the contract shall include the following terms:

14 1. The department or its contractor shall not reimburse or pay for
15 services at a rate that exceeds the capped fee-for-service schedule that is
16 adopted by the Arizona health care cost containment system administration
17 pursuant to title 36, chapter 29, article 1, Arizona Revised Statutes, and
18 that is in effect at the time the services are delivered.

19 2. The initial contract is for three years with the option to renew
20 for two additional one year terms.

21 C. The state department of corrections shall not disclose the
22 information in a bid that was previously submitted to the department pursuant
23 to Laws 2009, third special session, chapter 6, section 26.

24 Sec. 3. Emergency

25 This act is an emergency measure that is necessary to preserve the
26 public peace, health or safety and is operative immediately as provided by
27 law."

28 Amend title to conform

ANDY BIGGS

~~2154ab~~
~~03/22/2011~~
~~4:18 PM~~
~~C:sp~~

3/24/11
1:19 PM
S: KY/ly