

108TH CONGRESS  
1ST SESSION

# H. R. 364

To amend title XIX of the Social Security Act to require criminal background checks on drivers providing Medicaid medical assistance transportation services.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 2003

Ms. HOOLEY of Oregon introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend title XIX of the Social Security Act to require criminal background checks on drivers providing Medicaid medical assistance transportation services.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REQUIRING CRIMINAL BACKGROUND CHECKS**  
4 **ON DRIVERS PROVIDING MEDICAID MEDICAL**  
5 **ASSISTANCE TRANSPORTATION SERVICES.**

6 (a) IN GENERAL.—Section 1903(i) of the Social Se-  
7 curity Act (42 U.S.C. 1396b(i)) is amended by inserting  
8 after paragraph (11) the following new paragraph:

1           “(12) with respect to any amount expended for  
2           medical transportation services (other than ambu-  
3           lance and similar emergency medical transportation  
4           services) provided by an entity under a contract with  
5           the State unless there are assurances, satisfactory to  
6           the Secretary, that the entity has satisfactory ar-  
7           rangements to assure that—

8                   “(A) any driver providing such services has  
9                   undergone an appropriate criminal background  
10                  check with an appropriate State law enforce-  
11                  ment authority, which check shall include a  
12                  matching of name and fingerprints of the driver  
13                  against the information maintained by the Fed-  
14                  eral Bureau of Investigation in its National  
15                  Crime Information Center; and

16                   “(B) any individual who has been identi-  
17                  fied as having been convicted of any felony in-  
18                  volving violence against any individual or any  
19                  felony relating to the use, distribution, or man-  
20                  ufacture of alcohol or drugs is not eligible to  
21                  provide such services;”.

22           (b) EFFECTIVE DATE.—The amendment made by  
23           subsection (a) applies to transportation services furnished  
24           on or after the first date of the first month that begins

1 more than 1 year after the date of the enactment of this  
2 Act.

