

AND THE MEDICARE PART B PROGRAM WITHIN 60 DAYS OF NOTIFICATION TO DO SO BY THE DEPARTMENT.

13-313.

(A) (1) PRIOR TO RECEIVING PROGRAM BENEFITS, EACH RECIPIENT WHOSE FAMILY INCOME EXCEEDS 175 PERCENT OF THE FEDERAL POVERTY INCOME GUIDELINES SHALL BE REQUIRED TO PAY AN ANNUAL FEE EQUAL TO THE SUM OF:

(I) 5 PERCENT OF THE AMOUNT BY WHICH THE SUM OF THE RECIPIENT'S ADJUSTED GROSS INCOME, AS DEFINED IN THE UNITED STATES INTERNAL REVENUE CODE FOR FEDERAL INCOME TAX PURPOSES, ABOVE PLUS SOCIAL SECURITY BENEFITS AND TIER 1 RAILROAD RETIREMENT BENEFITS NOT OTHERWISE INCLUDED IN THE RECIPIENT'S GROSS INCOME UNDER § 86 OF THE INTERNAL REVENUE CODE EXCEEDS 175 PERCENT OF THE FEDERAL POVERTY GUIDELINES ADJUSTED FOR FAMILY SIZE; AND

(II) 5 PERCENT OF THE VALUE OF THE RECIPIENT'S LIQUID ASSETS ABOVE 200 PERCENT OF THE FEDERAL POVERTY GUIDELINES ADJUSTED FOR FAMILY SIZE.

(2) THE ANNUAL FEE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE COLLECTED QUARTERLY BY THE DEPARTMENT.

(B) A RECIPIENT IS REQUIRED TO SUBMIT COPIES OF THE MOST RECENT TAX RETURNS OF THE RECIPIENT AND OF PERSONS IN THE RECIPIENT'S FAMILY.

(C) THE DEPARTMENT SHALL PROVIDE RECIPIENTS WITH A GRACE PERIOD AFTER THE DEADLINE FOR A FEE PAYMENT.

(D) A RECIPIENT WHO HAS NOT PAID OVERDUE FEES BY THE END OF THE GRACE PERIOD SHALL BE TERMINATED FROM THE PROGRAM.

(E) THE DEPARTMENT SHALL EXTEND THE GRACE PERIOD IN AN APPROPRIATE HARDSHIP CASE.

13-311. 13-314.

(a) This State ~~may~~ SHALL pay the incurred cost of all treatment RELATED TO KIDNEY DISEASE that a certified patient is given, for any cause, on or after the date of certification of that patient, if the treatment is given in:

- (1) A certified dialysis or transplant center that is in this State;
- (2) A dialysis or transplant center that is in a contiguous state and is approved by that contiguous state and the Commission; or
- (3) A home dialysis program that is approved by the Commission.