

SENATE CONCURRENT RESOLUTION NO. 25

Whereas, the legislature finds that the Patient Protection and Affordable Care Act encourages states to develop innovative approaches to insuring their populations by authorizing states to apply for waivers from certain requirements of the act; and

Whereas, to be eligible, a state must demonstrate that its proposed health insurance reforms are as comprehensive and affordable as the federal requirements for insurance sold in its state; and

Whereas, proposed reforms must be budget neutral for the federal government; and

Whereas, states that are granted innovation waivers may receive federal assistance to operate their reform programs in an amount that is equivalent to the aggregate amount of tax credits and cost-sharing subsidies that the federal government would have paid for individuals enrolled in the state; and

Whereas, the legislature believes that the Affordable Care Act did not accomplish the intended result of providing affordable care for residents of the state as a whole and believes the state may be able to create a more effective alternative solution for providing affordable health coverage to individuals; and

Whereas, the purpose of this resolution is to establish a state innovation waiver task force to develop a health care reform plan that meets the requirements for obtaining a state innovation waiver:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby create the State Innovation Waiver Task Force; and

Be It Further Resolved that the task force shall consist of the following members:

(1) Three members of the Senate, with two members from the majority party and one member from the minority party, to be appointed by the President Pro Tempore of the Senate, with one such member to be designated chair by the President Pro Tempore of the Senate;

(2) Three members of the House of Representatives, with two members from the majority party and one member from the minority party, to be appointed by the Speaker of the House of Representatives, with one such member to be designated vice chair by the Speaker of the House of Representatives;

(3) The Director of the Department of Insurance, Financial Institutions, and Professional Registration, or his or her designee;

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- (4) The Director of the Department of Social Services, or his or her designee;
- (5) The Director of the Department of Labor and Industrial Relations, or his or her designee;
- (6) The Attorney General, or his or her designee;
- (7) The Executive Director of the Missouri Consolidated Health Care Plan, or his or her designee;
- (8) One person with expertise in health care delivery to be appointed by the President Pro Tempore

of the Senate;

(9) One person with expertise in health insurance to be appointed by the President Pro Tempore of the Senate;

(10) One person with expertise in health care delivery to be appointed by the Speaker of the House of Representatives;

(11) One person with expertise in health insurance to be appointed by the Speaker of the House of Representatives; and

(12) One person who is a consumer advocate with a commitment to representing the consumer interest in insurance regulation to be appointed by the Speaker of the House of Representatives; and

Be It Further Resolved that the members of the task force shall serve without compensation but shall be reimbursed for expenses, including travel expenses, necessary for the performance of their duties; and

Be It Further Resolved that as used in this resolution, "federal act" means the Patient Protection and Affordable Health Care Act"; and

Be It Further Resolved that the mission of the task force shall be to fully consider and make recommendations in a report based on:

(1) The feasibility of alternative approaches to the health reform requirements described under section 1332(a)(2) of the federal act;

(2) Alternatives to and possible exemptions or waivers from requirements relating to allowable premium rate variations based upon age, as described in section 1201 of the federal act; and

Be It Further Resolved that the task force shall develop, and include in its report, a plan for applying for a state innovation waiver that meets the requirements of section 1332 of the federal act, including:

(1) Developing a strategy for health care reform that provides coverage that is at least as comprehensive as required by the federal act, provides coverage and cost-sharing protections that are at least as affordable as under the federal act, makes health insurance coverage available to as many residents of

Missouri as under the federal act, and is budget neutral for the federal government;

(2) Examining the feasibility of options for providing affordable insurance coverage for uninsured and underinsured individuals in Missouri that include innovations to the state's existing Medicaid program;

(3) Ensuring compliance with all applicable public notice requirements of 31 CFR 33 and 45 CFR 155, as amended; and

Be It Further Resolved that the task force shall prepare and include in its report a draft application for a state innovation waiver, to take effect for plan years beginning on or after January 1, 2018; and

Be It Further Resolved that the task force shall submit its report to the legislature, including any proposed legislation and the draft application, no later than twenty days prior to the convening of the veto session of 2017; and

Be It Further Resolved that if provisions of the federal act are repealed or replaced the task force shall remain in force to continue developing innovative approaches to providing comprehensive and affordable health care coverage to residents of this state; and

Be It Further Resolved that the staff of Senate Research and House Research shall provide such legal, research, clerical, technical, and bill drafting services as the task force may require in the performance of its duties; and

Be It Further Resolved that the task force, its members, and any staff assigned to the task force shall receive reimbursement for the actual and necessary expenses incurred in attending meetings of the task force; and

Be It Further Resolved that the chair or vice chair of the task force shall call an organizational meeting within fifteen days of the adoption of this resolution; and

Be It Further Resolved that the task force shall terminate by either a majority of members voting for termination, or by December 31, 2017, whichever occurs first; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Governor, the Director of the Department of Insurance, Financial Institutions, and Professional Registration, the Director of the Department of Social Services, the Director of the Department of Labor and Industrial Relations, the Attorney General, and the Executive Director of the Missouri Consolidated Health Care Plan.