

SENATE SUBSTITUTE AMENDMENT _____
FOR
SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend _____ SS/SCS/Senate Bill No. 29, Page 1, Section Title, Lines 5-6

2 of said title, by striking "reimbursement allowance assessments"
 3 and inserting in lieu thereof "MO HealthNet"; and

4 Further amend said bill and page, section 198.439, line 10
 5 of said page, by inserting after all of said line the following:

6 "208.185. 1. Beginning January 1, 2020, MO HealthNet
 7 participants ages nineteen to sixty-four shall comply with the
 8 work and community engagement requirements under this section in
 9 order to remain eligible for MO HealthNet benefits, unless such
 10 participant is otherwise exempt from such requirements. Work and
 11 community engagement requirements shall include at least eighty
 12 hours each month of the following:

13 (1) Unsubsidized or subsidized private or public sector
 14 employment;

15 (2) Education, including vocational educational training,
 16 job skills training directly related to employment, education
 17 directly related to employment for individuals who have not
 18 received a high school diploma or certificate of high school
 19 equivalency, or satisfactory attendance at a secondary school;

20 (3) Community service;

21 (4) Job search and job readiness assistance;

22 (5) Provision of child care services to an individual who

1 is participating in a community service program;

2 (6) Satisfaction of work requirements for participants of
3 temporary assistance for needy families or the supplemental
4 nutrition assistance program who are also MO HealthNet
5 participants;

6 (7) Participation in a substance abuse treatment program;
7 or

8 (8) Any combination thereof.

9 2. The work and community engagement requirements under
10 this section shall not apply to a participant who is:

11 (1) Under the age of nineteen or over the age of sixty-
12 four;

13 (2) Medically frail, including individuals:

14 (a) With disabling mental disorders; or

15 (b) With serious and complex medical conditions;

16 (3) Pregnant or caring for a child under the age of one or
17 otherwise a recipient of MO HealthNet services under section
18 208.662;

19 (4) A primary caregiver of a dependent child under the age
20 of six or a dependent adult; provided, that not more than one
21 participant may claim primary caregiver status in a household; or

22 (5) A participant who is also a participant of temporary
23 assistance for needy families or the supplemental nutrition
24 assistance program and who is exempt from the work requirements
25 of either of those programs.

26 3. In order that work and community engagement requirements
27 shall not be impossible or unduly burdensome for participants,
28 the department may permit further exemptions from the work and
29 community engagement requirements under this section in areas of

1 high unemployment, limited economies or educational
2 opportunities, or lack of public transportation, or for good
3 cause. Good cause shall include, but not be limited to, the
4 following circumstances:

5 (1) The participant has a disability as defined by the
6 Americans with Disabilities Act, Section 504 of the
7 Rehabilitation Act of 1973, or Section 1557 of the Patient
8 Protection and Affordable Care Act and is unable to meet the work
9 and community engagement requirements for reasons related to that
10 disability;

11 (2) The participant has an immediate family member in the
12 home with a disability as defined by the Americans with
13 Disabilities Act, Section 504 of the Rehabilitation Act of 1973,
14 or Section 1557 of the Patient Protection and Affordable Care Act
15 and the participant is unable to meet the work and community
16 engagement requirements for reasons related to the disability of
17 such family member;

18 (3) The participant or an immediate family member in the
19 home experiences a hospitalization or serious illness;

20 (4) The participant experiences the birth or death of a
21 family member in the home;

22 (5) The participant experiences severe inclement weather,
23 including a natural disaster, and is unable to meet the work and
24 community engagement requirements; and

25 (6) The participant experiences a family emergency or other
26 life-changing event, including divorce or domestic violence.

27 4. The department shall provide reasonable accommodations
28 for participants with disabilities as defined by the Americans
29 with Disabilities Act, Section 504 of the Rehabilitation Act of

1 1973, or Section 1557 of the Patient Protection and Affordable
2 Care Act, as necessary, to enable such participants an equal
3 opportunity to participant in and benefit from the work and
4 community engagement requirements under this section. Reasonable
5 accommodations shall include, but not be limited to, the
6 following:

7 (1) Exemption from the work and community engagement
8 requirements when the participant is unable to comply for reasons
9 relating to his or her disability;

10 (2) Modification in the number of hours of work and
11 community engagement required when a participant is unable to
12 comply with the required number of hours; and

13 (3) Provision of support services necessary for compliance,
14 when compliance is possible with such supports.

15 5. The department may promulgate rules and regulations to
16 implement the provisions of this section. Any rule or portion of
17 a rule, as that term is defined in section 536.010 that is
18 created under the authority delegated in this section shall
19 become effective only if it complies with and is subject to all
20 of the provisions of chapter 536, and, if applicable, section
21 536.028. This section and chapter 536 are nonseverable and if
22 any of the powers vested with the general assembly pursuant to
23 chapter 536, to review, to delay the effective date, or to
24 disapprove and annul a rule are subsequently held
25 unconstitutional, then the grant of rulemaking authority and any
26 rule proposed or adopted after August 28, 2019, shall be invalid
27 and void.

28 6. The department shall seek all appropriate waivers and
29 state plan amendments from the federal Department of Health and

1 Human Services necessary to implement the provisions of this
2 section. The provisions of this section shall not be implemented
3 unless such waivers and state plan amendments are approved."; and

4 Further amend the title and enacting clause accordingly.