

FIRST REGULAR SESSION

# SENATE BILL NO. 104

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHUPP.

Pre-filed December 1, 2018, and ordered printed.

ADRIANE D. CROUSE, Secretary.

0438S.01I

## AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to MO HealthNet services, with a referendum clause.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 208, RSMo, is amended by adding thereto one new section, to be known as section 208.207, to read as follows:

**208.207. 1. Beginning January 1, 2021, individuals age nineteen to sixty-four, who are not otherwise eligible for MO HealthNet services under this chapter, who qualify for MO HealthNet services under section 42 U.S.C. 1396a(a)(10)(A)(i)(VIII) and as set forth in 42 CFR 435.119, and who have income at or below one hundred thirty-three percent of the federal poverty level plus five percent of the applicable family size as determined under 42 U.S.C. 1396a(e)(14) and as set forth in 42 CFR 435.603, shall be eligible for medical assistance under MO HealthNet and shall receive coverage for the health benefits service package.**

**2. For purposes of this section, "health benefits service package" shall mean, subject to federal approval, benefits covered by the MO HealthNet program as determined by the department of social services to meet the benchmark or benchmark-equivalent coverage requirement under 42 U.S.C. 1396a(k)(1).**

**3. The reimbursement rate to MO HealthNet providers for MO HealthNet services provided to individuals qualifying under the provisions of this section shall be comparable to commercial reimbursement payment levels with trend adjustment for comparable services. The rates shall be determined annually by the department of social services, and the department may develop such rates through a**

22 contracted actuary. The higher commercial comparable rates shall only  
23 apply for services provided to individuals qualifying under this section.

24 4. (1) The department of social services shall discontinue  
25 eligibility for persons who are eligible under subsection 1 of this  
26 section if:

27 (a) The federal medical assistance percentage established under  
28 42 U.S.C. Section 1396d(y) or 1396d(z) is less than ninety percent as  
29 specified for 2020 and each year thereafter or an amount determined  
30 by the MO HealthNet oversight committee to be necessary to maintain  
31 state budget solvency, whichever is lower; and

32 (b) The general assembly adopts a concurrent resolution to  
33 discontinue eligibility for persons who are eligible under subsection 1  
34 of this section. Prior to any vote under this paragraph, the MO  
35 HealthNet oversight committee and the department of social services  
36 shall provide the general assembly with information on the current and  
37 projected expenses incurred due to expanding eligibility to persons  
38 under subsection 1 of this section in relation to health-related savings  
39 and revenues and health outcomes of individuals and families  
40 receiving benefits under subsection 1 of this section;

41 (2) The department of social services shall inform persons  
42 eligible under subsection 1 of this section that their benefits may be  
43 reduced or eliminated if federal funding decreases or is eliminated.

44 5. The MO HealthNet oversight committee shall conduct research  
45 and investigate any potential health-related savings and revenues  
46 associated with expanding eligibility to persons under subsection 1 of  
47 this section. The committee shall investigate the federal matching rate  
48 below which the state could not maintain the expanded eligibility to  
49 persons under subsection 1 of this section. If the amount is determined  
50 to be greater than ninety percent, the committee shall report its  
51 findings to the general assembly for its consideration prior to any vote  
52 under paragraph (b) of subdivision (1) of subsection 4 of this section.  
53 In conducting its research and investigation, the committee shall also  
54 determine the feasibility of:

55 (1) Implementing capped cost sharing for persons eligible under  
56 subsection 1 of this section which may be reduced based on healthy  
57 behaviors of participants;

58 (2) Expanding Medicaid coverage for certain health care services

59 **that are currently financed by the state; and**

60 **(3) Enrolling persons under subsection 1 of this section in**  
61 **private health benefit plans.**

Section B. This act is hereby submitted to the qualified voters of this state  
2 for approval or rejection at an election which is hereby ordered and which shall  
3 be held and conducted on Tuesday next following the first Monday in November,  
4 2020, pursuant to the laws and constitutional provisions of this state for the  
5 submission of referendum measures by the general assembly, and this act shall  
6 become effective when approved by a majority of the votes cast thereon at such  
7 election and not otherwise.

Unofficial ✓

Bill

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