

FIRST REGULAR SESSION

SENATE BILL NO. 414

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR WIELAND.

Read 1st time February 20, 2019, and ordered printed.

ADRIANE D. CROUSE, Secretary.

2110S.02I

AN ACT

To amend chapter 376, RSMo, by adding thereto two new sections relating to innovations in health insurance, with an emergency clause.

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

Section A. Chapter 376, RSMo, is amended by adding thereto two new sections, to be known as sections 376.1180 and 376.1182, to read as follows:

376.1180. 1. There is hereby created the "Missouri Health Insurance Innovation Task Force" for the purpose of soliciting concepts on potential forms of innovation in the health insurance marketplace which may qualify the state for a section 1332 innovation waiver under the federal Patient Protection and Affordable Care Act, Public Law 111-148, as amended, and issuing a report of the task force's recommended course or courses of action for the state to obtain an innovation waiver. The task force shall focus on improving access to health care, decreasing premiums, and increasing the number of health carriers available in the state's health insurance market.

2. The task force shall consist of the following members:

(1) The director of the department of insurance, financial institutions, and professional registration, or his or her designee;

(2) Ten representatives of the insurance industry, to be appointed by the director, five of whom shall represent the interests of insurance producers in the state;

(3) Three members of the senate, to be appointed by the president pro tempore of the senate;

(4) Three members of the house of representatives, to be appointed by the speaker of the house of representatives; and

(5) Two representatives of the interests of hospitals and doctors

22 in the state, to be appointed by the governor.

23 3. The staffs of the department, senate research, and house
24 research shall provide technical assistance to the task force as
25 necessary for the completion of its duties.

26 4. The members shall be appointed no later than July 1,
27 2019. The task force shall hold its first meeting no later than July 15,
28 2019.

29 5. The members of the task force shall serve without
30 compensation, but the members and staff assigned to the committee
31 shall receive reimbursement for actual and necessary expenses
32 incurred in attending meetings of the task force or any subcommittee
33 thereof.

34 6. The director, or his or her designee, shall serve as
35 chair. Duties of the chair shall include calling meetings, leading
36 discussions, posting public notice of meetings, soliciting comments from
37 the public and from technical experts and other interested parties, and
38 preparing a final report in accordance with the provisions of this
39 section. The director is hereby authorized to expend the funds
40 necessary to conduct the business of the task force, including but not
41 limited to commissioning an actuarial review of waiver concepts under
42 consideration by the task force.

43 7. No later than December 31, 2019, the chair shall complete a final
44 report of the task force's activities and recommendations. Recommendations
45 of the task force shall be revenue neutral with regard to the general revenues
46 of the state. Copies of the report shall be delivered to the governor, the
47 speaker of the house of representatives, and the president pro tempore of the
48 senate.

376.1182. 1. Notwithstanding any provision of law to the
2 contrary, the department is authorized to work with the Missouri
3 health insurance innovation task force established in section 376.1180,
4 and with the Centers for Medicare and Medicaid Services to develop
5 innovative ways to transform the health insurance markets in this state
6 and to submit applications for a section 1332 innovation waiver under
7 the federal Patient Protection and Affordable Care Act, Public Law
8 111-148, as amended.

9 2. This section shall not be interpreted to permit the department,
10 or any other state agency, to implement, establish, create, or operate

11 a state-based exchange or to assist or facilitate in the operation of a
12 federally facilitated marketplace as prohibited under section
13 376.1186. However, to the extent the department could assume certain
14 administrative functions or activities which are ancillary to and
15 currently performed by the federally facilitated marketplace, such
16 functions are hereby authorized to be performed by the department if
17 the functions or activities will further the objective of creating
18 alternatives to the Affordable Care Act, accomplish the other objectives
19 specified in this section, or are consistent with the objectives and final
20 recommendations of the Missouri health insurance innovation task
21 force established in section 376.1180. Such ancillary administrative
22 functions include but are not limited to determining actuarial values
23 of health benefit plans, certification of qualified health plans, or
24 administering premium tax subsidies.

25 3. No later than February 1, 2020, or as soon as practicable
26 following the enactment of any legislation necessary to qualify the state
27 for a section 1332 innovation waiver, the director shall, subject to
28 approval by the governor, submit an application to the Centers for
29 Medicare and Medicaid Services seeking approval of a section 1332
30 innovation waiver based on the recommendations of the task force
31 established in section 376.1180.

Section B. Because of the importance of access to affordable health
2 insurance, section A of this act is deemed necessary for the immediate
3 preservation of the public health, welfare, peace and safety, and is hereby
4 declared to be an emergency act within the meaning of the constitution, and
5 section A of this act shall be in full force and effect upon its passage and
6 approval.

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