

SECOND REGULAR SESSION

HOUSE BILL NO. 1603

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MERIDETH (80).

4891H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to the MO HealthNet program.

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
2 known as section 208.1080, to read as follows:

208.1080. 1. To the extent allowed by federal law, the department of social services
2 shall establish the “Missouri Care Plan” within MO HealthNet and make coverage
3 available for purchase through the plan to any person who is not otherwise eligible for MO
4 HealthNet.

5 2. The coverage provided to a person who enrolls in the Missouri care plan shall
6 be the same as the coverage provided to MO HealthNet participants who do not participate
7 in a MO HealthNet managed care program.

8 3. The department shall apply to the Secretary of the United States Department of
9 Health and Human Services for any necessary waiver under 42 U.S.C. Section 1315 or
10 18052, as applicable, to:

11 (1) Allow the department to enter into a contract with one or more insurers to
12 provide coverage to persons who enroll in the Missouri care plan established under this
13 section; and

14 (2) Allow a person who is determined eligible for advance payments of the premium
15 tax credit and cost-sharing reductions under 45 CFR 155.305 to use such credits and
16 reductions to purchase coverage through the Missouri care plan.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

17 **4. If the Secretary of the United States Department of Health and Human Services**
18 **grants any necessary waiver under subsection 3 of this section, the department may enter**
19 **into a contract with one or more providers of insurance to provide the coverage described**
20 **in this section to persons who enroll in the Missouri care plan.**

21 **5. The department shall adopt such regulations as necessary to carry out the**
22 **provisions of this section. Any rule or portion of a rule, as that term is defined in section**
23 **536.010, that is created under the authority delegated in this section shall become effective**
24 **only if it complies with and is subject to all of the provisions of chapter 536 and, if**
25 **applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of**
26 **the powers vested with the general assembly pursuant to chapter 536 to review, to delay**
27 **the effective date, or to disapprove and annul a rule are subsequently held**
28 **unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted**
29 **after August 28, 2018, shall be invalid and void.**

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