

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for  
2 Senate Bill Nos. 153 & 97, Page 36, Section 144.759, Line 67, by inserting after all of said section  
3 and line the following:  
4

5 "188.207. Notwithstanding any other provision of law to the contrary, no public funds shall  
6 be expended to any clinic, physician's office, or any other place or facility in which abortions are  
7 performed or induced or any affiliate or associate of any such clinic, physician's office, or place or  
8 facility in which abortions are performed or induced. The provisions of this section shall not apply  
9 to any hospital, as defined in section 197.020.

10 208.153. 1. Pursuant to and not inconsistent with the provisions of sections 208.151 and  
11 208.152, the MO HealthNet division shall by rule and regulation define the reasonable costs,  
12 manner, extent, quantity, quality, charges and fees of MO HealthNet benefits herein provided. The  
13 benefits available under these sections shall not replace those provided under other federal or state  
14 law or under other contractual or legal entitlements of the persons receiving them, and all persons  
15 shall be required to apply for and utilize all benefits available to them and to pursue all causes of  
16 action to which they are entitled. Any person entitled to MO HealthNet benefits may obtain it from  
17 any provider of services, excluding those providers prohibited from receiving public funds under  
18 section 188.207, with which an agreement is in effect under this section and which undertakes to  
19 provide the services, as authorized by the MO HealthNet division. At the discretion of the director  
20 of the MO HealthNet division and with the approval of the governor, the MO HealthNet division is  
21 authorized to provide medical benefits for participants receiving public assistance by expending  
22 funds for the payment of federal medical insurance premiums, coinsurance and deductibles pursuant  
23 to the provisions of Title XVIII B and XIX, Public Law 89-97, 1965 amendments to the federal  
24 Social Security Act (42 U.S.C. 301, et seq.), as amended.

25 2. MO HealthNet shall include benefit payments on behalf of qualified Medicare  
26 beneficiaries as defined in 42 U.S.C. Section 1396d(p). The family support division shall by rule  
27 and regulation establish which qualified Medicare beneficiaries are eligible. The MO HealthNet  
28 division shall define the premiums, deductible and coinsurance provided for in 42 U.S.C. Section  
29 1396d(p) to be provided on behalf of the qualified Medicare beneficiaries.

30 3. MO HealthNet shall include benefit payments for Medicare Part A cost sharing as defined  
31 in clause (p)(3)(A)(i) of 42 U.S.C. 1396d on behalf of qualified disabled and working individuals as  
32 defined in subsection (s) of Section 42 U.S.C. 1396d as required by subsection (d) of Section 6408  
33 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989). The MO HealthNet division may  
34 impose a premium for such benefit payments as authorized by paragraph (d)(3) of Section 6408 of  
35 P.L. 101-239.

36 4. MO HealthNet shall include benefit payments for Medicare Part B cost sharing described

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 in 42 U.S.C. Section 1396(d)(p)(3)(A)(ii) for individuals described in subsection 2 of this section,  
2 but for the fact that their income exceeds the income level established by the state under 42 U.S.C.  
3 Section 1396(d)(p)(2) but is less than one hundred and ten percent beginning January 1, 1993, and  
4 less than one hundred and twenty percent beginning January 1, 1995, of the official poverty line for  
5 a family of the size involved.

6 5. For an individual eligible for MO HealthNet under Title XIX of the Social Security Act,  
7 MO HealthNet shall include payment of enrollee premiums in a group health plan and all  
8 deductibles, coinsurance and other cost-sharing for items and services otherwise covered under the  
9 state Title XIX plan under Section 1906 of the federal Social Security Act and regulations  
10 established under the authority of Section 1906, as may be amended. Enrollment in a group health  
11 plan must be cost effective, as established by the Secretary of Health and Human Services, before  
12 enrollment in the group health plan is required. If all members of a family are not eligible for MO  
13 HealthNet and enrollment of the Title XIX eligible members in a group health plan is not possible  
14 unless all family members are enrolled, all premiums for noneligible members shall be treated as  
15 payment for MO HealthNet of eligible family members. Payment for noneligible family members  
16 must be cost effective, taking into account payment of all such premiums. Non-Title XIX eligible  
17 family members shall pay all deductible, coinsurance and other cost-sharing obligations. Each  
18 individual as a condition of eligibility for MO HealthNet benefits shall apply for enrollment in the  
19 group health plan.

20 6. Any Social Security cost-of-living increase at the beginning of any year shall be  
21 disregarded until the federal poverty level for such year is implemented.

22 7. If a MO HealthNet participant has paid the requested spenddown in cash for any month  
23 and subsequently pays an out-of-pocket valid medical expense for such month, such expense shall  
24 be allowed as a deduction to future required spenddown for up to three months from the date of such  
25 expense."; and

26  
27 Further amend said bill by amending the title, enacting clause, and intersectional references  
28 accordingly.