

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Bill No. 365, Page 3, Section 137.280, Line 72, by inserting after all of said section
2 and line the following:

3
4 "188.207. Notwithstanding any other provision of law to the contrary, no public funds shall
5 be expended to any clinic, physician's office, or any other place or facility in which abortions are
6 performed or induced or any affiliate or associate of any such clinic, physician's office, or place or
7 facility in which abortions are performed or induced. The provisions of this section shall not apply
8 to any hospital, as defined in section 197.020.

9 208.153. 1. Pursuant to and not inconsistent with the provisions of sections 208.151 and
10 208.152, the MO HealthNet division shall by rule and regulation define the reasonable costs,
11 manner, extent, quantity, quality, charges and fees of MO HealthNet benefits herein provided. The
12 benefits available under these sections shall not replace those provided under other federal or state
13 law or under other contractual or legal entitlements of the persons receiving them, and all persons
14 shall be required to apply for and utilize all benefits available to them and to pursue all causes of
15 action to which they are entitled. Any person entitled to MO HealthNet benefits may obtain it from
16 any provider of services, excluding those providers prohibited from receiving public funds under
17 section 188.207, with which an agreement is in effect under this section and which undertakes to
18 provide the services, as authorized by the MO HealthNet division. At the discretion of the director
19 of the MO HealthNet division and with the approval of the governor, the MO HealthNet division is
20 authorized to provide medical benefits for participants receiving public assistance by expending
21 funds for the payment of federal medical insurance premiums, coinsurance and deductibles pursuant
22 to the provisions of Title XVIII B and XIX, Public Law 89-97, 1965 amendments to the federal
23 Social Security Act (42 U.S.C. 301, et seq.), as amended.

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

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

35 4. MO HealthNet shall include benefit payments for Medicare Part B cost sharing described
36 in 42 U.S.C. Section 1396(d)(p)(3)(A)(ii) for individuals described in subsection 2 of this section,

Action Taken _____ Date _____

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

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

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

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

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