

HOUSE _____ AMENDMENT NO. _____

Offered By _____

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 842, 799 and 809, Page 8, Section 208.215, Line 258, by inserting after all of said line:

“Section 1. 1. For each school year beginning July 1, 2010, the department of social services shall provide all state licensed child-care providers who receive state or federal funds under section 210.027 and all public school districts in this state with written information regarding eligibility criteria and application procedures for the state children's health insurance program (SCHIP) authorized in sections 208.631 to 208.657, to be distributed by the child-care providers or school districts to parents and guardians at the time of enrollment of their children in child-care or school, as applicable.

2. The department of elementary and secondary education shall add an attachment to the application for the free and reduced lunch program for a parent or guardian to check a box indicating yes or no whether each child in the family has health care insurance. If any such child does not have health care insurance, and the parent or guardian's household income does not exceed the highest income level under 42 U.S.C. Section 1397CC, as amended, the school district shall provide a notice to such parent or guardian that the uninsured child may qualify for health insurance under SCHIP.

3. The notice described in subsection 2 shall be developed by the department of social services and shall include information on enrolling the child in the program. No notices relating to the state children's health insurance program shall be provided to a parent or guardian under this section other than the notices developed by the department of social services under this section.

4. Notwithstanding any other provision of law to the contrary, no penalty shall be assessed upon any parent or guardian who fails to provide or provides any inaccurate information required under this section.

5. The department of elementary and secondary education and the department of social services may adopt rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable

1 and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to
2 delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional,
3 then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2010,
4 shall be invalid and void.

5 6. The department of elementary and secondary education, in collaboration with the
6 department of social services, shall report annually to the governor and the house budget
7 committee chair and the senate appropriations committee chair on the following:

8 (1) The number of families in each district receiving free lunch and reduced lunches;

9 (2) The number of families who indicate the absence of health care insurance on the
10 application for free and reduced lunches;

11 (3) The number of families who received information on the state children's health
12 insurance program under this section; and

13 (4) The number of families who received the information in subdivision (3) of this
14 subsection and applied to the state children's health insurance program.

15 Section B. Because immediate action is necessary to ensure the health of a vulnerable
16 population and to synchronize the issuance of information with the beginning of the school year,
17 the enactment of Section 1 of section A of this act is deemed necessary for the immediate
18 preservation of the public health, welfare, peace, and safety, and is hereby declared to be an
19 emergency act within the meaning of the constitution, and the enactment of Section 1 of section A
20 of this act shall be in full force and effect upon its passage and approval.”; and

21
22 Further amend said bill by amending the title, enacting clause, and intersectional references
23 accordingly.