

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 758, Page 8, Section
2 208.141, Line 27, by inserting after all of said section and line the following:

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4 "208.631. 1. Notwithstanding any other provision of law to the contrary, the MO HealthNet
5 division shall establish a program to pay for health care for uninsured children. Coverage pursuant
6 to sections 208.631 to [208.659] 208.658 is subject to appropriation. The provisions of sections
7 208.631 to [208.569] 208.658, health care for uninsured children, shall be void and of no effect if
8 there are no funds of the United States appropriated by Congress to be provided to the state on the
9 basis of a state plan approved by the federal government under the federal Social Security Act. If
10 funds are appropriated by the United States Congress, the department of social services is authorized
11 to manage the state children's health insurance program (CHIP) allotment in order to ensure that the
12 state receives maximum federal financial participation. Children in households with incomes up to
13 one hundred fifty percent of the federal poverty level may meet all Title XIX program guidelines as
14 required by the Centers for Medicare and Medicaid Services. Children in households with incomes
15 of one hundred fifty percent to three hundred percent of the federal poverty level shall continue to be
16 eligible as they were and receive services as they did on June 30, 2007, unless changed by the
17 Missouri general assembly.

18 2. For the purposes of sections 208.631 to [208.659] 208.658, "children" are persons up to
19 nineteen years of age. "Uninsured children" are persons up to nineteen years of age who are
20 emancipated and do not have access to affordable employer-subsidized health care insurance or other
21 health care coverage or persons whose parent or guardian have not had access to affordable
22 employer-subsidized health care insurance or other health care coverage for their children [for six
23 months] prior to application, are residents of the state of Missouri, and have parents or guardians
24 who meet the requirements in section 208.636. A child who is eligible for MO HealthNet benefits as
25 authorized in section 208.151 is not uninsured for the purposes of sections 208.631 to [208.659]
26 208.658.

27 208.636. Parents and guardians of uninsured children eligible for the program established in
28 sections 208.631 to [208.657] 208.658 shall:

29 (1) Furnish to the department of social services the uninsured child's Social Security number
30 or numbers, if the uninsured child has more than one such number;

31 (2) Cooperate with the department of social services in identifying and providing
32 information to assist the state in pursuing any third-party insurance carrier who may be liable to pay
33 for health care;

34 (3) Cooperate with the department of social services, division of child support enforcement
35 in establishing paternity and in obtaining support payments, including medical support; and

36 (4) Demonstrate upon request their child's participation in wellness programs including

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immunizations and a periodic physical examination. This subdivision shall not apply to any child whose parent or legal guardian objects in writing to such wellness programs including immunizations and an annual physical examination because of religious beliefs or medical contraindications[; and

(5) Demonstrate annually that their total net worth does not exceed two hundred fifty thousand dollars in total value].

208.640. 1. Parents and guardians of uninsured children with incomes of more than one hundred fifty but less than three hundred percent of the federal poverty level who do not have access to affordable employer-sponsored health care insurance or other affordable health care coverage may obtain coverage for their children under this section. Health insurance plans that do not cover an eligible child's preexisting condition shall not be considered affordable employer-sponsored health care insurance or other affordable health care coverage. For the purposes of sections 208.631 to [208.659] 208.658, "affordable employer-sponsored health care insurance or other affordable health care coverage" refers to health insurance requiring a monthly premium of:

(1) Three percent of one hundred fifty percent of the federal poverty level for a family of three for families with a gross income of more than one hundred fifty and up to one hundred eighty-five percent of the federal poverty level for a family of three;

(2) Four percent of one hundred eighty-five percent of the federal poverty level for a family of three for a family with a gross income of more than one hundred eighty-five and up to two hundred twenty-five percent of the federal poverty level;

(3) Five percent of two hundred twenty-five percent of the federal poverty level for a family of three for a family with a gross income of more than two hundred twenty-five but less than three hundred percent of the federal poverty level.

The parents and guardians of eligible uninsured children pursuant to this section are responsible for a monthly premium as required by annual state appropriation; provided that the total aggregate cost sharing for a family covered by these sections shall not exceed five percent of such family's income for the years involved. No co-payments or other cost sharing is permitted with respect to benefits for well-baby and well-child care including age-appropriate immunizations. Cost-sharing provisions for their children under sections 208.631 to [208.659] 208.658 shall not exceed the limits established by 42 U.S.C. Section 1397cc(e). If a child has exceeded the annual coverage limits for all health care services, the child is not considered insured and does not have access to affordable health insurance within the meaning of this section.

2. The department of social services shall study the expansion of a presumptive eligibility process for children for medical assistance benefits.

208.643. 1. The department of social services shall implement policies establishing a program to pay for health care for uninsured children by rules promulgated pursuant to chapter 536, either statewide or in certain geographic areas, subject to obtaining necessary federal approval and appropriation authority. The rules may provide for a health care services package that includes all medical services covered by section 208.152, except nonemergency transportation.

2. Available income shall be determined by the department of social services by rule, which shall comply with federal laws and regulations relating to the state's eligibility to receive federal funds to implement the insurance program established in sections 208.631 to [208.657] 208.658.

208.646. There shall be a thirty-day waiting period after enrollment for uninsured children in families with an income of more than two hundred twenty-five percent of the federal poverty level before the child becomes eligible for insurance under the provisions of sections 208.631 to [208.660] 208.658. If the parent or guardian with an income of more than two hundred twenty-five percent of the federal poverty level fails to meet the co-payment or premium requirements, the child shall not

1 be eligible for coverage under sections 208.631 to [208.660] 208.658 for [six months] ninety days
2 after the department provides notice of such failure to the parent or guardian."; and

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