

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 1030**  
**100TH GENERAL ASSEMBLY**

2161H.03C

DANA RADEMAN MILLER, Chief Clerk

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**AN ACT**

To amend chapter 376, RSMo, by adding thereto two new sections relating to innovations in health insurance, with an emergency clause.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 376, RSMo, is amended by adding thereto two new sections, to be known as sections 376.1180 and 376.1182, to read as follows:

- 376.1180. 1. There is hereby created the "Missouri Health Insurance Innovation Task Force" for the purpose of soliciting concepts on potential forms of innovation in the health insurance marketplace which may qualify the state for a section 1332 innovation waiver under the federal Patient Protection and Affordable Care Act, Pub. L. 111-148, as amended, and issuing a report of the task force's recommended course or courses of action for the state to obtain an innovation waiver. The task force shall focus on improving access to health care, decreasing premiums, and increasing the number of health carriers available in the state's health insurance market.**
- 2. The task force shall consist of the following members:**
- (1) The director of the department of insurance, financial institutions and professional registration, or his or her designee;**
- (2) Ten representatives of the insurance industry to be appointed by the director, five of whom shall represent the interests of insurance producers in the state;**
- (3) Three members of the senate to be appointed by the president pro tempore of the senate;**
- (4) Three members of the house of representatives to be appointed by the speaker of the house of representatives; and**

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.

18           **(5) Two representatives of the interests of hospitals and doctors in the state to be**  
19 **appointed by the governor.**

20           **3. The staffs of the department, senate research, and house research shall provide**  
21 **technical assistance to the task force as necessary for the completion of its duties.**

22           **4. The members shall be appointed no later than thirty days after the effective date**  
23 **of this section. The task force shall hold its first meeting no later than fifteen days after**  
24 **such members are appointed.**

25           **5. The members of the task force shall serve without compensation, but the**  
26 **members and staff assigned to the task force shall receive reimbursement for actual and**  
27 **necessary expenses incurred in attending meetings of the task force or any subcommittee**  
28 **thereof.**

29           **6. The director, or his or her designee, shall serve as chair. Duties of the chair shall**  
30 **include calling meetings, leading discussions, posting public notice of meetings, soliciting**  
31 **comments from the public and from technical experts and other interested parties, and**  
32 **preparing a final report in accordance with the provisions of this section. The director is**  
33 **hereby authorized to expend the funds necessary to conduct the business of the task force**  
34 **including, but not limited to, commissioning an actuarial review of waiver concepts under**  
35 **consideration by the task force.**

36           **7. No later than December 31, 2019, the chair shall complete a final report of the**  
37 **task force's activities and recommendations. Recommendations of the task force shall be**  
38 **revenue neutral with regard to the general revenues of the state. Copies of the report shall**  
39 **be delivered to the governor, the speaker of the house of representatives, and the president**  
40 **pro tempore of the senate.**

**376.1182. 1. Notwithstanding any provision of law to the contrary, the department**  
2 **is authorized to work with the Missouri health insurance innovation task force established**  
3 **in section 376.1180 and with the Centers for Medicare and Medicaid Services to develop**  
4 **innovative ways to transform the health insurance markets in this state and to submit**  
5 **applications for a section 1332 innovation waiver under the federal Patient Protection and**  
6 **Affordable Care Act, Pub. L. 111-148, as amended, subject to the authorization required**  
7 **in subsection 3 of this section.**

8           **2. This section shall not be interpreted to permit the department or any other state**  
9 **agency to implement, establish, create, or operate a state-based exchange or to assist or**  
10 **facilitate in the operation of a federally facilitated marketplace as prohibited under section**  
11 **376.1186. However, to the extent the department may assume certain administrative**  
12 **functions or activities which are ancillary to and currently performed by the federally**  
13 **facilitated marketplace, such functions are hereby authorized to be performed by the**

14 **department if the functions or activities will further the objective of creating alternatives**  
15 **to the Affordable Care Act, accomplish the other objectives specified in this section, or are**  
16 **consistent with the objectives and final recommendations of the Missouri health insurance**  
17 **innovation task force established in section 376.1180. Such ancillary administrative**  
18 **functions include but are not limited to determining actuarial values of health benefit**  
19 **plans, certification of qualified health plans, or administering premium tax subsidies.**

20 **3. No later than May 31, 2020, the general assembly shall, through legislation,**  
21 **authorize the director to submit an application to the Centers for Medicare and Medicaid**  
22 **Services seeking approval of a section 1332 innovation waiver based on the**  
23 **recommendations of the task force established in section 376.1180.**

24 **4. No later than December 31, 2020, or as soon as practicable following the**  
25 **enactment of any legislation necessary to qualify the state for a section 1332 innovation**  
26 **waiver, including the legislation required in subsection 3 of this section, the director shall**  
27 **submit an application to the Centers for Medicare and Medicaid Services seeking approval**  
28 **of a section 1332 innovation waiver based on the recommendations of the task force**  
29 **established in section 376.1180.**

Section B. Because of the importance of access to affordable health insurance, the  
2 enactment of sections 376.1180 and 376.1182 of section A of this act are deemed necessary for  
3 the immediate preservation of the public health, welfare, peace and safety, and is hereby declared  
4 to be an emergency act within the meaning of the constitution, and sections 376.1180 and  
5 376.1182 of section A of this act shall be in full force and effect upon its passage and approval.

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