

MAINE STATE LEGISLATURE

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majority

SMG

L.D. 1539

Date: 6/12/19

Majority

(Filing No. H-578)

HEALTH AND HUMAN SERVICES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1122, L.D. 1539, Bill, "An Act To Provide Maine Children Access to Affordable Health Care"

Amend the bill in section 1 in paragraph B in the 4th line (page 1, line 7 in L.D.) by striking out the following: "325%" and inserting the following: '300%'

Amend the bill in section 2 in paragraph D in the 4th line (page 1, line 17 in L.D.) by striking out the following: "325%" and inserting the following: '300%'

Amend the bill in section 3 in §3174-T in subsection 2 in paragraph A in the 2nd line (page 1, line 39 in L.D.) by striking out the following: "325%" and inserting the following: '300%'

Amend the bill in section 3 in §3174-T in subsection 2 by striking out all of paragraph F (page 3, lines 26 and 27 in L.D.)

Amend the bill in section 3 in §3174-T by striking out all of subsections 2-A and 2-B (page 3, lines 28 to 41 in L.D.)

Amend the bill in section 3 in §3174-T in subsection 7 by striking out all of the last sentence (page 5, lines 16 to 18 in L.D.)

Amend the bill by striking out all of sections 4 to 6 (page 6, lines 18 to 43 and page 7, lines 1 to 6 in L.D.) and inserting the following:

'Sec. 4. Federal funding for outreach activities. The Department of Health and Human Services shall apply for federal grant funds available for use for outreach activities as required in the Maine Revised Statutes, Title 22, section 3174-T, subsection 7. These funds must be used to supplement the 2% funding and may not supplant that funding.

Sec. 5. Federal Medicaid waivers or state plan amendments; eligibility. The Department of Health and Human Services shall submit any waivers or state plan amendments to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services determined necessary in order to accomplish the purposes of this Act, including but not limited to removing the requirement that

COMMITTEE AMENDMENT



1 premiums be paid and removing the requirement that children are subject to the 3-month
2 waiting period for enrollment in the Cub Care program following the loss of health
3 insurance or coverage under an employer-based plan.

4 **Sec. 6. Appropriations and allocations.** The following appropriations and
5 allocations are made.

6 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF**
7 **Medical Care - Payments to Providers 0147**

8 Initiative: Provides appropriations and allocations due to adjustment of the eligibility
9 requirements in the Children's Health Insurance Program.

10	GENERAL FUND	2019-20	2020-21
11	All Other	\$1,585,983	\$5,159,028
12			
13	GENERAL FUND TOTAL	<u>\$1,585,983</u>	<u>\$5,159,028</u>

14	FEDERAL BLOCK GRANT FUND	2019-20	2020-21
15	All Other	\$9,873,431	\$17,759,799
16			
17	FEDERAL BLOCK GRANT FUND TOTAL	<u>\$9,873,431</u>	<u>\$17,759,799</u>

18 **Sec. 7. Contingent repeal.** The repeal of the Maine Revised Statutes, Title 22,
19 section 3174-T, subsection 2, paragraph C, subparagraph (5) and section 3174-T,
20 subsections 5 and 12 take effect only if the Department of Health and Human Services
21 receives approval from the United States Department of Health and Human Services,
22 Centers for Medicare and Medicaid Services to remove premium and waiting period
23 requirements for health coverage for low-income children under the Cub Care program
24 established in Title 22, section 3174-T, subsection 1. The Commissioner of Health and
25 Human Services, upon receipt of approval, shall notify the Secretary of State, the
26 President of the Senate, the Speaker of the House of Representatives and the Revisor of
27 Statutes that such approval has been received.'

28 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
29 section number to read consecutively.

30 **SUMMARY**

31 This amendment, which is the majority report of the committee, makes the following
32 changes to the bill.

33 1. It changes the maximum eligibility level for family income from 325% of the
34 federal poverty level to 300% of the federal poverty level.

35 2. It directs the Department of Health and Human Services to submit any waivers or
36 state plan amendments to accomplish the eligibility criteria established in this legislation,
37 including but not limited to removing the 3-month waiting period for enrollment in the

1 Cub Care program following the loss of health insurance or coverage under an employer-
2 based plan.

3 3. It removes the provision that eligibility is not subject to an asset test because
4 current rules do not make eligibility subject to an asset test.

5 4. It removes the requirement to provide coverage to persons 19 and 20 years of age
6 and to noncitizens under 21 years of age.

7 5. It removes the requirement that the department contract for outreach activities and
8 removes the reference to specific federal grant funds the department must seek for
9 additional outreach activities.

10 6. It removes the requirement for the department to submit a state plan amendment to
11 the United States Department of Health and Human Services, Centers for Medicare and
12 Medicaid Services to implement the use of the express lane eligibility option.

13 7. It makes the repeal of the waiting period and premium payment requirements
14 under the Cub Care program contingent on the approval of a waiver of those requirements
15 by the United States Department of Health and Human Services, Centers for Medicare
16 and Medicaid Services.

17 8. It also adds an appropriations and allocations section.

18 **FISCAL NOTE REQUIRED**

19 **(See attached)**



129th MAINE LEGISLATURE

LD 1539

LR 587(02)

An Act To Provide Maine Children Access to Affordable Health Care

Fiscal Note for Bill as Amended by Committee Amendment *A(H-578)*

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$1,585,983	\$5,159,028	\$5,821,382	\$5,821,382
Appropriations/Allocations				
General Fund	\$1,585,983	\$5,159,028	\$5,821,382	\$5,821,382
Federal Block Grant Fund	\$9,873,431	\$17,759,799	\$17,097,445	\$17,097,445
Revenue				
Federal Block Grant Fund	\$9,873,431	\$17,759,799	\$17,097,445	\$17,097,445

Fiscal Detail and Notes

The bill includes General Fund appropriations to the Department of Health and Human Services of \$1,585,983 in fiscal year 2019-20 and \$5,159,028 in fiscal year 2020-21 due to adjustment of the eligibility requirements in the Children's Health Insurance Program (CHIP). Federal Expenditures Fund allocations and Federal Block Grant Fund allocations are also included for the FMAP match.