

IN THE SENATE

SENATE BILL NO. 1171

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2020; APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE MEDICAID DIVISION FOR FISCAL YEAR 2020; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING REQUIREMENTS FOR PROGRAM INTEGRITY; REQUIRING MONTHLY MEDICAID TRACKING REPORTS; ALLOWING FOR TRANSFERS OF APPROPRIATION BETWEEN CERTAIN PROGRAMS; REQUIRING A REPORT ON MEDICAID MANAGED CARE IMPLEMENTATION; REQUIRING A REPORT ON FLEXIBLE RECEIPT AUTHORITY; PROVIDING REQUIREMENTS FOR NON-EMERGENCY MEDICAL TRANSPORTATION; PROVIDING DIRECTION TO MANAGE THE NON-EMERGENCY MEDICAL TRANSPORTATION CONTRACT; AND REQUIRING COST-SHARING FOR SERVICES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated to the Department of Health and Welfare for the Medicaid Division the following amounts to be expended according to the designated programs and expense classes from the listed funds for the period July 1, 2019, through June 30, 2020:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
I. MEDICAID ADMINISTRATION AND MEDICAL MGMT:				
FROM:				
Cooperative Welfare (General)				
Fund	\$6,630,000	\$8,426,800	\$424,100	\$15,480,900
Cooperative Welfare (Dedicated)				
Fund		8,883,800		8,883,800
Idaho Millennium Income				
Fund	94,800	165,900		260,700
Cooperative Welfare (Federal)				
Fund	<u>10,338,500</u>	<u>45,014,500</u>	<u>1,503,100</u>	<u>56,856,100</u>
TOTAL	\$17,063,300	\$62,491,000	\$1,927,200	\$81,481,500

	FOR	FOR	FOR	
	PERSONNEL	OPERATING	TRUSTEE AND	
	COSTS	EXPENDITURES	BENEFIT	TOTAL
			PAYMENTS	
5	II. COORDINATED MEDICAID PLAN:			
6	FROM:			
7	Cooperative Welfare (General)			
8	Fund		\$182,338,800	\$182,338,800
9	Hospital Assessment			
10	Fund		16,863,100	16,863,100
11	Cooperative Welfare (Dedicated)			
12	Fund		8,488,600	8,488,600
13	Cooperative Welfare (Federal)			
14	Fund		<u>411,235,900</u>	<u>411,235,900</u>
15	TOTAL		\$618,926,400	\$618,926,400
16	III. ENHANCED MEDICAID PLAN:			
17	FROM:			
18	Cooperative Welfare (General)			
19	Fund		\$273,341,600	\$273,341,600
20	Hospital Assessment			
21	Fund		1,682,400	1,682,400
22	Cooperative Welfare (Dedicated)			
23	Fund		178,998,400	178,998,400
24	Idaho Millennium Income			
25	Fund		1,886,100	1,886,100
26	Cooperative Welfare (Federal)			
27	Fund		<u>696,580,100</u>	<u>696,580,100</u>
28	TOTAL		\$1,152,488,600	\$1,152,488,600
29	IV. BASIC MEDICAID PLAN:			
30	FROM:			
31	Cooperative Welfare (General)			
32	Fund		\$206,475,500	\$206,475,500
33	Hospital Assessment			
34	Fund		11,454,500	11,454,500
35	Cooperative Welfare (Dedicated)			
36	Fund		16,249,500	16,249,500

			FOR	
	FOR	FOR	TRUSTEE AND	
	PERSONNEL	OPERATING	BENEFIT	
	COSTS	EXPENDITURES	PAYMENTS	TOTAL
5	Cooperative Welfare (Federal)			
6	Fund		<u>545,826,700</u>	<u>545,826,700</u>
7	TOTAL		\$780,006,200	\$780,006,200
8	V. EXPANSION MEDICAID PLAN:			
9	FROM:			
10	Cooperative Welfare (General)			
11	Fund		\$9,267,000	\$9,267,000
12	Idaho Millennium Income			
13	Fund		10,496,700	10,496,700
14	Cooperative Welfare (Federal)			
15	Fund		<u>177,873,000</u>	<u>177,873,000</u>
16	TOTAL		\$197,636,700	\$197,636,700
17	GRAND TOTAL	\$17,063,300	\$62,491,000	\$2,750,985,100
				\$2,830,539,400

18 SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519,  
19 Idaho Code, the Medicaid Administration and Medical Management Program of  
20 the Department of Health and Welfare is authorized no more than two hundred  
21 sixteen (216.00) full-time equivalent positions at any point during the pe-  
22 riod July 1, 2019, through June 30, 2020, unless specifically authorized by  
23 the Governor. The Joint Finance-Appropriations Committee will be notified  
24 promptly of any increased positions so authorized.

25 SECTION 3. GENERAL FUND TRANSFERS. As appropriated, the State Con-  
26 troller shall periodically make transfers from the General Fund to the  
27 Cooperative Welfare Fund as requested by the director of the Department of  
28 Health and Welfare and approved by the Board of Examiners.

29 SECTION 4. TRUSTEE AND BENEFIT PAYMENTS. Notwithstanding the provi-  
30 sions of Section 67-3511, Idaho Code, funds appropriated in the trustee and  
31 benefit payments expense class shall not be transferred to any other expense  
32 classes during fiscal year 2020.

33 SECTION 5. PROGRAM INTEGRITY. Notwithstanding any other provision of  
34 law to the contrary, the Department of Health and Welfare shall be required  
35 to provide those services authorized or mandated by law in each program, only  
36 to the extent of funding and available resources appropriated for each bud-  
37 geted program.

38 SECTION 6. MEDICAID TRACKING REPORT. The Department of Health and Wel-  
39 fare's Divisions of Medicaid and Indirect Support Services shall deliver a

1 report that compares the Medicaid appropriation, distributed by month for  
2 the year, to the actual expenditures and remaining forecasted expenditures  
3 for the year on a monthly basis to the Legislative Services Office and the Di-  
4 vision of Financial Management. The report shall also include a forecast,  
5 updated monthly, of the next fiscal year's anticipated trustee and benefit  
6 expenditures. The format of the report and the information included therein  
7 shall be determined by the Legislative Services Office and the Division of  
8 Financial Management.

9 SECTION 7. TRANSFER OF APPROPRIATIONS. Notwithstanding the provisions  
10 of Section 67-3511, Idaho Code, funding provided for the trustee and benefit  
11 payments expenditure class in the Medicaid Division may be transferred in  
12 excess of ten percent (10%) among the Coordinated Medicaid Plan, Enhanced  
13 Medicaid Plan, Basic Medicaid Plan, Medicaid Administration and Medical  
14 Management, and the Expansion Medicaid Plan Programs, but shall not be  
15 transferred to any other budgeted programs or expenditure class within the  
16 Department of Health and Welfare during fiscal year 2020.

17 SECTION 8. MEDICAID MANAGED CARE IMPLEMENTATION. The Medicaid Division  
18 shall provide a report to the Legislative Services Office and the Division  
19 of Financial Management on progress in integrating managed care approaches  
20 into the state Medicaid system. The format of the report and information  
21 contained therein shall be determined by the Legislative Services Office and  
22 the Division of Financial Management. The report shall be submitted no later  
23 than December 1, 2019.

24 SECTION 9. REPORT ON FLEXIBLE RECEIPT AUTHORITY. The Medicaid Division  
25 shall provide a report annually at the time of budget request submission to  
26 the Legislative Services Office and the Division of Financial Management  
27 that describes the need for having additional dedicated receipt authority in  
28 the appropriation. The additional dedicated fund appropriation is not to be  
29 considered when calculating the estimated need for ongoing Medicaid costs,  
30 but rather to be held in reserve and used in lieu of the General Fund when  
31 noncognizable receipts are received by the department.

32 SECTION 10. NON-EMERGENCY MEDICAL TRANSPORTATION. Of the moneys appro-  
33 priated in Section 1 of this act, \$200,000 shall be used solely for purposes  
34 of improving the Non-Emergency Medical Transportation (NEMT) program. This  
35 shall include, but is not limited to, the hiring of an outside entity to con-  
36 duct an audit of the NEMT program, and to develop and implement a training  
37 program that meets the needs of all provider types, the contracted broker,  
38 the Department of Health and Welfare, and the Idahoans who are participat-  
39 ing in the program. The training program is to be developed in collabora-  
40 tion with relevant stakeholder groups including, but not limited to, NEMT  
41 providers and disability advocacy groups. In addition, no later than De-  
42 cember 1, 2019, and again on June 1, 2020, the Department of Health and Wel-  
43 fare shall provide to the Legislative Services Office and the Division of Fi-  
44 nancial Management a report that includes details on the implementation of  
45 the audit, training, contract amendments, and any other steps that have been  
46 taken by the department to improve the NEMT program. The format of the re-

1 port and information contained therein shall be determined by the Legisla-  
2 tive Services Office. Any unexpended and unencumbered funds that have been  
3 appropriated for this purpose are to be reverted at the end of the fiscal year  
4 or as soon thereafter as practicable.

5 SECTION 11. NON-EMERGENCY MEDICAL TRANSPORTATION CONTRACT. The De-  
6 partment of Health and Welfare, Divisions of Medicaid and Indirect Support  
7 Services, shall work with the Department of Administration and the Division  
8 of Purchasing to evaluate the Non-Emergency Medical Transportation contract  
9 to more appropriately manage administrative costs in relation to the ser-  
10 vices provided to eligible Idahoans.

11 SECTION 12. COST-SHARING REQUIREMENT. The Department of Health and  
12 Welfare shall implement cost-sharing in the Division of Medicaid, as re-  
13 quired by Section 56-257, Idaho Code, to the maximum extent that is federally  
14 allowable for the expanded population of children whose families' gross  
15 taxable income exceeds one hundred eighty-five percent (185%) but does not  
16 exceed three hundred percent (300%) of the federal poverty limit (FPL), for  
17 Medicaid-eligible services as identified in House Bill No. 43, as enacted by  
18 the First Regular Session of the Sixty-fourth Idaho Legislature.