

FIRST REGULAR SESSION

# HOUSE BILL NO. 1439

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WEBER.

2779H.011

DANA RADEMAN MILLER, Chief Clerk

## AN ACT

To amend chapter 354, RSMo, by adding thereto twenty-two new sections relating to the Missouri universal health assurance program, with a contingent effective date for certain sections.

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

Section A. Chapter 354, RSMo, is amended by adding thereto twenty-two new sections, 2 to be known as sections 354.750, 354.753, 354.756, 354.759, 354.762, 354.765, 354.768, 3 354.769, 354.770, 354.771, 354.774, 354.777, 354.780, 354.783, 354.786, 354.789, 354.792, 4 354.795, 354.804, 354.807, 354.810, and 354.813, to read as follows:

**354.750. 1. Sections 354.750 to 354.813 shall be known and may be cited as the 2 "Missouri Universal Health Assurance Program".**

**3 2. The Missouri universal health assurance program is hereby created for the 4 purpose of providing a single publicly financed statewide program to provide 5 comprehensive necessary health, mental health, and dental health care services, including 6 preventive screenings, for all residents of this state. This program shall have as its goals:**

**7 (1) Timely access to health services of the highest quality for every resident of the 8 state so that all may benefit;**

**9 (2) The provision of adequate funding for health care; and**

**10 (3) Lower health care spending through streamlined administration, a single bill, 11 and uniform payments.**

**12 3. As used in sections 354.750 to 354.813, the following terms mean:**

**13 (1) "Board", the board of governors of the Missouri universal health assurance 14 program;**

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.

- 15           (2) "Eligible person", any person who qualifies for benefits under section 354.783;  
16           (3) "Fund", the Missouri health care trust fund;  
17           (4) "Participating provider", any person who is authorized to furnish services  
18 under the provisions of sections 354.750 to 354.813 and under rules adopted by the board  
19 of governors of the Missouri universal health assurance program;  
20           (5) "Program", the Missouri universal health assurance program.

**354.753.** The Missouri universal health assurance program shall be a body  
2 corporate and an instrumentality of the state. In the program shall be vested the powers  
3 and duties specified in sections 354.750 to 354.813 and to enable the program and the  
4 program's officers, employees, and agents to carry out the purposes of sections 354.750 to  
5 354.813.

**354.756. 1.** The director of the department of health and senior services shall divide  
2 the population of the state into six regional health planning and policy development  
3 districts of roughly equal population. An advisory council in each district shall:

4           (1) Assist the board in the development of a comprehensive state health care plan  
5 under section 354.765 and in the development of budgetary allocations for health care  
6 services and of operating policies and procedures for the program; and

7           (2) Develop a transportation plan to enable indigents, elderly persons, and persons  
8 with disabilities to have access to nonemergency health care services.

9           **2.** Not later than thirty days after the first meeting of the board of governors  
10 appointed under section 354.759, the board shall submit to the governor a list of names of  
11 qualified persons who reside in each of the six regional health planning and policy  
12 development districts. From such list the governor shall appoint to each district an  
13 advisory council composed of the following nine members:

14           (1) Two physicians;

15           (2) One registered nurse;

16           (3) One licensed health care provider who is neither a physician nor a registered  
17 nurse;

18           (4) One doctor of dentistry;

19           (5) One medical director of a mental health facility;

20           (6) One municipal or county public health administrator;

21           (7) One person with a physical disability; and

22           (8) One professional consumer advocate.

23           **3.** The terms of the initial appointees to each of the district councils shall be as  
24 follows: four shall be appointed for a term of four years, three for a term of three years,  
25 and two for a term of two years. Thereafter all terms shall be for four years, but any

26 member appointed to fill a vacancy in an unexpired term shall serve only for the remainder  
27 of that term. No member shall be appointed to serve more than two consecutive terms.

354.759. 1. The Missouri universal health assurance program shall be administered  
2 by a board of governors composed of twenty-three members:

3 (1) Fourteen of whom shall be appointed by the governor with the advice and  
4 consent of the senate as follows:

5 (a) One representative of a hospital;

6 (b) Two physicians;

7 (c) One registered nurse;

8 (d) One epidemiologist;

9 (e) One representative of a community health center;

10 (f) One mental health care provider;

11 (g) One professional consumer advocate;

12 (h) Two persons whose annual income does not exceed twice the federal poverty  
13 level;

14 (i) One person sixty-five years of age or older;

15 (j) One member who is a licensed health care professional other than a physician  
16 or a nurse;

17 (k) One person trained in bioethics; and

18 (l) One doctor of dentistry;

19 (2) Six of whom shall represent the regional health planning and policy  
20 development districts established under section 354.756, with one such member to be  
21 selected by each of the district advisory councils; and

22 (3) Three of whom shall be the following ex officio members:

23 (a) The director of the department of health and senior services;

24 (b) The director of the department of social services; and

25 (c) The director of the department of mental health.

26 2. The terms of the initial members who are appointed under subdivision (1) of  
27 subsection 1 of this section shall be staggered as follows: five shall be appointed for a term  
28 of four years, five for a term of three years, and four for a term of two years. The initial  
29 terms of the members selected under subdivision (2) of subsection 1 of this section shall be  
30 staggered so that the members selected from even-numbered districts shall serve an initial  
31 term of three years and those from odd-numbered districts shall serve four years.  
32 Thereafter all terms shall be for a term for four years each, but a member appointed to fill  
33 a vacancy in an unexpired term shall serve only for the remainder of that term. No  
34 member shall be appointed to serve more than two consecutive terms.

35           **3. Members of the board shall at all times include:**

36           **(1) Sufficient representatives of racial, ethnic, and gender diversity so that the**  
37 **makeup of the board shall accurately reflect the racial, ethnic, and gender diversity of the**  
38 **state population; and**

39           **(2) At least two members who qualify as disabled under the Americans with**  
40 **Disabilities Act, Pub. L. 101-336.**

41           **4. The board shall elect a chair and vice chair.**

42           **5. Meetings shall be called by the chair or by any thirteen members. The board**  
43 **shall meet at least six times per year. All meetings of the board shall be announced in**  
44 **advance and open to the public, except as provided by chapter 610.**

45           **6. Thirteen members of the board constitute a quorum, and affirmative vote of at**  
46 **least thirteen members shall be necessary for any action to be taken by the board.**

47           **7. The members of the board shall be reimbursed from the Missouri health care**  
48 **trust fund for mileage and any necessary and actual expenses incurred while engaged in**  
49 **the business of the board.**

**354.762. 1. The board of governors of the Missouri universal health assurance**  
2 **program shall be responsible for:**

3           **(1) Establishing budget and policy guidelines for the program through the**  
4 **development of a comprehensive state health care plan under section 354.765;**

5           **(2) Establishing fee schedules using the last available calendar year as a base year;**

6           **(3) Determining aggregate capital expenditures in keeping with the goals**  
7 **established under subdivision (2) of subsection 1 of section 354.765;**

8           **(4) Approving additions to services offered by the program;**

9           **(5) Administering and implementing the program, and administering the Missouri**  
10 **health care trust fund created under section 354.770;**

11           **(6) Adopting rules under chapter 536;**

12           **(7) Monitoring the operation of the program;**

13           **(8) Studying means of incorporating institutional long-term care benefits into the**  
14 **program, studying immigration into the state for the purpose of receiving health care**  
15 **services under the program, and reporting on the progress of such studies to the speaker**  
16 **of the house of representatives, the president pro tempore of the senate, and the governor;**

17           **(9) Reporting annually to the speaker of the house of representatives, the president**  
18 **pro tempore of the senate, and the governor on the program's activities and recommending**  
19 **any changes to insurance or health care laws to improve access to health care for residents**  
20 **of this state;**

21           **(10) Disseminating to providers of services and to the public information**  
22 **concerning the program and the persons eligible to receive the benefits of the program;**

23           **(11) Conducting necessary investigations and inquiries and compelling the**  
24 **submission of information, documents, and records the board considers necessary to carry**  
25 **out its duties under the provisions of sections 354.750 to 354.813;**

26           **(12) Conducting utilization review of patients and providers to identify abuses of**  
27 **the program and reporting abuses to state agencies;**

28           **(13) Employing and supervising staff;**

29           **(14) Conducting other activities the board considers necessary to carry out the**  
30 **purposes of sections 354.750 to 354.813;**

31           **(15) Establishing standards and procedures for negotiating and entering into**  
32 **contracts with participating providers; and**

33           **(16) Suing and being sued.**

34           **2. The board, after providing notice to consumers, providers, the director of the**  
35 **department of health and senior services, and other interested parties, may hold hearings**  
36 **in connection with any action that it proposes to take under subsection 1 of this section.**  
37 **Nothing in this section shall be construed as authorizing the board to adopt rules under**  
38 **subdivision (6) or (15) of subsection 1 of this section or to conduct evaluations or**  
39 **investigations under subdivision (11) of subsection 1 of this section without holding public**  
40 **hearings.**

**354.765. 1. The board, in cooperation with the district advisory councils**  
2 **established under section 354.756, shall develop annually a comprehensive state health care**  
3 **plan. The plan shall include the following:**

4           **(1) A comprehensive budget for the program within the limits of funds made**  
5 **available through the measures instituted in sections 354.750 to 354.813. The budget shall**  
6 **include specific amounts to be allocated respectively to:**

7           **(a) The health services account established under section 354.774;**

8           **(b) The prescribed medications, durable and nondurable medical equipment**  
9 **account established under section 354.774;**

10          **(c) The regional capital improvement account established under section 354.774;**

11          **(d) The health professional education and training fund established under section**  
12 **354.777; and**

13          **(e) Administration of the program in an amount not to exceed four percent of the**  
14 **total funds available to the program;**

15          **(2) Specific goals for the total portion of funds in the health services account to be**  
16 **expended for the capital needs of providers under section 354.792;**

17           **(3) An evaluation of the health care and mental health needs of each regional health**  
18 **care planning and policy development district and of the state that shall include, but not**  
19 **be limited to, assessments of:**

20           **(a) Regional needs and other investments in health care equipment and capital**  
21 **improvements;**

22           **(b) The effectiveness of state and local efforts to coordinate the activities of the**  
23 **health care delivery system; and**

24           **(c) Any other unmet local health care or mental health needs;**

25           **(4) Goals for geographic distribution of health care providers and personnel, with**  
26 **strategies for using the authority over reimbursements under section 354.792 and resources**  
27 **from the health professional education and training fund established in section 354.777 to**  
28 **achieve such goals;**

29           **(5) Quantitative goals for the use of health and mental health services by eligible**  
30 **persons;**

31           **(6) Specific goals for the physical and mental health status of Missourians and for**  
32 **quality of care rendered under the program;**

33           **(7) An evaluation of the adequacy of total funds available to the program; and**

34           **(8) Any recommendation made by the board or staff of the program to the general**  
35 **assembly for increases in the health premium. Any such recommendation shall:**

36           **(a) Limit, except in emergency situations, growth in total state health care**  
37 **expenditures to no more than two percent above the total percentage increase in the state's**  
38 **gross domestic product for the previous year; and**

39           **(b) Exercise prescription drug cost containment by using the purchasing power of**  
40 **the state to obtain the lowest possible prices for prescription drugs, by implementing a**  
41 **most-favored nation policy on reimbursement so that Missouri will not pay more for**  
42 **prescription drugs than does the United States Department of Veterans Affairs, by**  
43 **establishing an evidence-based system formulary for all prescription drugs, and by making**  
44 **discounted prices available to all Missouri residents, health care providers, wholesalers,**  
45 **and retailers of these products for use in the Missouri health care system.**

46           **2. Prior to promulgation of the comprehensive state health care plan, the board**  
47 **shall:**

48           **(1) Appoint a subcommittee of experts in medical and health care ethics to advise**  
49 **the board on the ethical issues relating to the allocation of health care resources;**

50           **(2) Appoint a subcommittee of licensed physicians, registered nurses, and registered**  
51 **pharmacists to establish an evidence-based system formulary for all prescription drugs and**  
52 **durable and nondurable medical equipment used by the Missouri health care system;**

53           **(3) Instruct each district advisory council to conduct at least one public hearing in**  
54 **at least two areas of its region to gather public comment on the proposed plan. The board**  
55 **shall provide the district advisory councils with staff assistance in the development of such**  
56 **hearings; and**

57           **(4) Hold at least two public hearings to gather public comment on the proposed**  
58 **plan.**

59           **3. The comprehensive state health care plan shall, to the extent practical, seek to**  
60 **assure the most cost-effective delivery of health care by reflecting the following priorities:**

61           **(1) Quality of care to be achieved through the following:**

62           **(a) Primary and preventive services;**

63           **(b) Accountability of providers to payers and consumers for both the outcomes and**  
64 **consumer acceptability of the care they render;**

65           **(c) Continuity of care, as embodied in coordination of services to individuals and**  
66 **the community; and**

67           **(d) Maintenance of high levels of professional competence and expertise among**  
68 **health care providers according to professional practice standards;**

69           **(2) Access to care through the equitable distribution of resources within the health**  
70 **care delivery system on the basis of community need; and**

71           **(3) Efficient use of resources through:**

72           **(a) Elimination of unnecessary administrative and overhead expense;**

73           **(b) Elimination of means testing;**

74           **(c) Establishment of cost containment pricing for reimbursements to manufacturers**  
75 **of pharmaceuticals and manufacturers of durable and nondurable medical equipment; and**

76           **(d) Innovative and cost-effective models of care including, but not limited to:**

77           **a. Community, nonmedical, or in-home services that provide alternatives to**  
78 **institutional long-term care;**

79           **b. Community health nursing;**

80           **c. Services provided by nurse practitioners; and**

81           **d. Psychiatric and other mental health services provided on an outpatient basis.**

**354.768. The board of governors of the Missouri universal health assurance**  
2 **program shall appoint the executive director of the program.**

**354.769. 1. The executive director shall serve as secretary to the board and shall**  
2 **perform such duties in the administration of the plan as the board may assign.**

3           **2. The board may delegate to the executive director any of the board's functions or**  
4 **duties under sections 354.750 to 354.813 except the issuance of rules and the determination**  
5 **of the program.**

**354.770. The board shall establish and administer the "Missouri Health Care Trust Fund", into which shall be placed all federal payments received as a result of any waiver of requirements granted by the United States Secretary of Health and Human Services under health care programs established under Title XVIII and Title XIX of the Social Security Act, as amended; all moneys collected under section 354.804; and all moneys appropriated by the general assembly to the program under sections 354.750 to 354.813. Except as otherwise provided in section 354.804, moneys in the fund shall be used for comprehensive necessary health care services and to support construction, renovation, and equipping of health care institutions based on regional needs in accordance with sections 354.750 to 354.813 and rules established by the board of governors of the program and for no other purpose. The board shall have power, in the name and on behalf of the program, to purchase, acquire, hold, invest, lend, lease, sell, assign, transfer, and dispose of all property, rights, and securities, and enter into written contracts, all as may be necessary or proper to carry out the purposes of sections 354.750 to 354.813.**

**354.771. 1. All moneys received by or belonging to the program shall be paid to the executive director and deposited by the executive director to the credit of the plan in one or more banks or trust companies. No such moneys shall be deposited in or be retained by any bank or trust company that does not have on deposit with and for the board at the time the kind and value of collateral required by sections 30.240 and 30.270 for depositories of the state treasurer. The executive director shall be responsible for all funds, securities, and property belonging to the program and shall give such corporate surety bond for the faithful handling of the same as the board shall require.**

**2. Revenues held in the trust fund are not subject to appropriation or allotment by the state or any political subdivision of the state.**

**3. The board of governors shall administer the fund and shall conduct a quarterly review of the expenditures from and revenues received by the fund.**

**4. The board shall submit each quarterly review to the state auditor for oversight.**

**5. The board may invest funds of the program as permitted by law.**

**6. The amount of reserves in the fund at any time shall equal at least the amount of expenditures from the fund during the entire three preceding months.**

**354.774. 1. The "Health Services Account" is hereby created within the Missouri health care trust fund. Moneys in the health services account shall be used solely to pay participating providers in accordance with section 354.792.**

**2. The "Prescribed Medications, Durable and Nondurable Medical Equipment Account" is hereby created within the Missouri health care trust fund. Moneys in the**



6 account shall be used solely for medications and durable and nondurable medical  
7 equipment prescribed by participating physicians in accordance with section 354.792.

8 3. The "Regional Capital Improvement Account" is hereby created within the  
9 Missouri health care trust fund. Moneys in the account shall be used solely to pay for  
10 medical technology and capital improvements needed in regions to improve access to health  
11 care resources in accordance with section 354.792.

354.777. 1. There is hereby created within the state treasury the "Health  
2 Professional Education and Training Fund", which shall consist of all moneys received  
3 from federal health professional training moneys and any other funds so allocated by the  
4 board under section 354.765. Upon appropriation by the general assembly, moneys in the  
5 health professional education and training fund shall be used by the board solely to pay  
6 for the education and training of health professionals, with such loan to be forgiven if work  
7 in the field of training is performed in underserved areas of the state for a length of time  
8 commensurate with the length of time spent in health profession education and training.

9 2. During the five-year period commencing on January first following the effective  
10 date of this section, the annual amount of state expenditures for the education and training  
11 of health professionals shall not be reduced below the level of such expenditures in the  
12 previous calendar year.

354.780. Notwithstanding the provisions of section 33.080 to the contrary, the  
2 moneys in the health care trust fund at the end of any biennium shall not be transferred  
3 and placed to the credit of the general revenue fund.

354.783. 1. Every person regardless of preexisting conditions who is a resident of  
2 this state is eligible to receive services under the Missouri universal health assurance  
3 program. No person eligible for services under the Missouri universal health assurance  
4 program who receives services from a participating provider shall be charged an  
5 additional amount for such services.

6 2. Persons who are not residents of this state but who work in Missouri and pay the  
7 health assurance premium may receive services for themselves and their dependents under  
8 the Missouri universal health assurance program.

9 3. If a person who is not a resident of the state of Missouri and is not eligible for  
10 benefits under subsection 2 of this section receives medical treatment in Missouri, such  
11 person is subordinated to the state of Missouri for reimbursement from a third-party payer  
12 for such medical treatment.

354.786. 1. Every person who is eligible to receive services under the program  
2 under section 354.783 is entitled to receive benefits for any covered service furnished  
3 within this state by a participating provider if the service is deemed by the patient and

4 participating provider to be necessary or appropriate for the maintenance of physical or  
5 mental health or for the diagnosis or treatment of, or rehabilitation following, injury,  
6 disability, or disease.

7 2. Health care services include, but are not limited to, all services provided under  
8 section 208.152 and those community, nonmedical, or in-home services that provide an  
9 alternative to institutional long-term care, except:

10 (1) Surgery for cosmetic purposes other than for reconstructive surgery;

11 (2) Medical examinations conducted and medical reports prepared for either of the  
12 following purposes:

13 (a) Purchasing or renewing life insurance; or

14 (b) Participating as a plaintiff or defendant in a civil action for the recovery or  
15 settlement of damages; or

16 (3) Custodial care rendered in a nursing home. As used in this subdivision, the  
17 term "custodial care" means nonmedical services provided in a residential care facility as  
18 defined in section 198.006.

354.789. 1. No participating provider shall refuse to furnish services to an eligible  
2 person on the basis of race, color, income level, national origin, religion, sex, sexual  
3 orientation, or other nonmedical criteria.

4 2. An eligible person may choose any participating provider.

5 3. Every participating provider shall furnish such information as may be  
6 reasonably required by the board of governors of the plan for utilization review, for the  
7 making of payments, and for statistical or other studies of the operation of the program.

8 4. Every participating provider shall permit the board of governors to examine the  
9 provider's records as may be necessary for verification of payment.

10 5. Physicians and other participating providers shall practice according to state and  
11 federal laws and according to their accepted professional standards.

12 6. The Missouri universal health assurance program shall reimburse health care  
13 providers that are located outside this state at reasonable rates for care rendered to  
14 Missouri eligible persons who require emergency medical care.

354.792. 1. The Missouri universal health assurance program shall pay the  
2 expenses of institutional providers of inpatient services on the basis of global budgets that  
3 are approved by the board of governors of the program. Such global budget shall include  
4 necessary construction, renovation, or equipment so long as the board has determined that  
5 such construction, renovation, or equipment will directly enhance public access to quality  
6 health care.

7           **2. Each institutional provider shall negotiate an annual budget with the program**  
8 **to cover its anticipated services for the next year based on past performance and projected**  
9 **changes in factor prices and services levels and provide a reasonable margin above**  
10 **operating expenses in order to provide for capital depreciation and other long-term needs**  
11 **of the institution.**

12           **3. Every physician or other provider employed by a globally budgeted institutional**  
13 **provider shall be paid through and in a manner determined by the institutional provider.**

14           **4. The program shall reimburse independent providers of health care services on**  
15 **a fee-for-service basis, using the federal Medicare reimbursement fees as a guideline. The**  
16 **program shall annually negotiate the fee schedule with the appropriate professional group.**  
17 **The fee schedule shall be applied to health care services rendered by independent**  
18 **providers throughout the state. The appropriate professional group to negotiate the fee**  
19 **schedule shall be the professional association chosen by election of members of each health**  
20 **care profession.**

21           **5. A provider shall not charge rates that are higher than the negotiated**  
22 **reimbursement level and shall not charge separately for services under section 354.786.**

23           **6. In any instance in which the health care provider or the professional group**  
24 **negotiating for the provider is unable to negotiate an annual budget or a fee schedule with**  
25 **the program, the annual budget or the fee schedule set by the board shall be presumed to**  
26 **be correct and a final administrative decision, which may be appealed in the circuit court**  
27 **of Cole County.**

28           **7. Policies and rules of institutional providers shall be consistent with state and**  
29 **federal laws and with accepted medical and professional nursing standards.**

**354.795. Insurers, employers, and other plans may offer benefits that do not**  
2 **duplicate services that are offered by the Missouri universal health assurance program.**

**354.804. 1. For all tax years beginning on or after January first of the year**  
2 **following the receipt of notice by the revisor of statutes that the waivers requested under**  
3 **section 354.807 have been received, in addition to the state income tax imposed under**  
4 **chapter 143, there is hereby imposed a health assurance tax on all Missouri taxable income**  
5 **of resident individuals, as defined in chapter 143, that exceeds five thousand dollars. Such**  
6 **individual health assurance tax shall be imposed at the following rate:**

7           **(1) For a taxable income of five thousand one dollars to twenty-five thousand**  
8 **dollars, one percent;**

9           **(2) For a taxable income of twenty-five thousand one dollars to seventy-five**  
10 **thousand dollars, two percent;**

11           **(3) For a taxable income of seventy-five thousand one dollars to two hundred fifty**  
12 **thousand dollars, three percent;**

13           **(4) For a taxable income of two hundred fifty thousand one dollars to five hundred**  
14 **thousand dollars, four percent; and**

15           **(5) For a taxable income of over five hundred thousand dollars, five percent.**

16           **2. The health assurance tax imposed under this section shall be withheld in the**  
17 **same manner and at the same times as resident individual income tax is withheld under**  
18 **sections 143.191 to 143.265 and shall be deposited in the Missouri health care trust fund**  
19 **established under section 354.771. All applicable provisions relating to withholding shall**  
20 **apply to the health assurance tax imposed by this section. Any amounts withheld under**  
21 **this section that exceed the withholding percentages under this section shall be refunded**  
22 **to the taxpayer. The director of revenue shall instruct the board of governors of the**  
23 **Missouri universal health assurance program to refund such amounts from the Missouri**  
24 **health care trust fund.**

25           **3. The director of the department of revenue shall provide forms and shall**  
26 **promulgate rules necessary to implement the provisions of this section. Any rule or portion**  
27 **of a rule, as that term is defined in section 536.010, that is created under the authority**  
28 **delegated in this section shall become effective only if it complies with and is subject to all**  
29 **of the provisions of chapter 536 and, if applicable, section 536.028. This section and**  
30 **chapter 536 are nonseverable, and if any of the powers vested with the general assembly**  
31 **pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul**  
32 **a rule are subsequently held unconstitutional, then the grant of rulemaking authority and**  
33 **any rule proposed or adopted after the effective date of this section shall be invalid and**  
34 **void.**

35           **4. If a federal universal health program is implemented, the Missouri health**  
36 **assurance tax shall be decreased accordingly to maintain the Missouri health care trust**  
37 **fund at a level at which current services not included in the federal program shall continue**  
38 **and shall be compensated by the health care trust fund.**

**354.807. Not later than thirty days after the effective date of this section, the**  
2 **department of social services shall do both of the following:**

3           **(1) Apply to the United States Secretary of Health and Human Services for all**  
4 **waivers of requirements under health care programs established under Title XVIII and**  
5 **Title XIX of the Social Security Act, as amended, that are necessary to enable this state to**  
6 **deposit all federal payments under such programs to the credit of the Missouri health care**  
7 **trust fund created in section 354.771; and**

8           **(2) Identify any other federal programs that provide federal funds for payment of**  
9 **health care services to individuals. The department shall comply with any requirements**  
10 **under those programs and apply for any waivers of those requirements that are necessary**  
11 **to enable this state to deposit such federal funds to the credit of the Missouri health care**  
12 **trust fund.**

**354.810. Not later than thirty days after the effective date of this section, the**  
2 **governor shall make the initial appointments to the board of governors of the Missouri**  
3 **universal health assurance program under section 354.759.**

**354.813. The board of governors of the Missouri universal health assurance**  
2 **program shall request that the program established under the provisions of sections**  
3 **354.750 to 354.813 be approved for federal employees and retirees while they are residents**  
4 **of the state of Missouri.**

          Section B. The enactment of sections 354.750 to 354.795 of this act shall be effective  
2 April first of the year following the notice to the revisor of statutes that a waiver has been  
3 obtained from the Secretary of the Department of Health and Human Services by the director of  
4 the department of social services based on a request filed under section 354.807 of this act.

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