

ONE HUNDRED FIFTH LEGISLATURE

SECOND SESSION

LEGISLATIVE RESOLUTION 439

Introduced by Walz, 15.

PURPOSE: The purpose of this resolution is to study the ongoing implementation and impact of LB 276 (2014). LB 276 made medicaid reimbursement available for a broader array of services delivered to medicaid-eligible special education students. The study committee shall explore options to create a distribution formula that allows schools to maximize federal medicaid reimbursements and seek reimbursement for additional services as allowed by federal law. By assessing the impacts to funding mechanisms and exploring innovative opportunities arising from the passage and implementation of LB 276, the study committee shall determine next steps for the Legislature for funding school-related health services through medicaid, thereby providing opportunities to improve overall student health and increase student engagement.

The study shall include, but not be limited to:

(1) Reviewing impacts on school funding mechanisms, including the Medicaid in Public Schools program, state aid pursuant to the Tax Equity and Educational Opportunities Support Act (TEEOSA), funds for the Nebraska Early Development Network, and the reallocation of special education appropriations;

(2) Examining how changes to the cost settlement process and repayments to the Centers for Medicare and Medicaid Services could affect TEEOSA funding;

(3) Examining equity considerations under the current TEEOSA formula, such as the impact of providing medically necessary services and any incentives that exist for school districts to provide and bill for such services;

(4) Determining the fiscal impact on the Nebraska Early Development Network and its funding given the new payment methodology; and

(5) Identifying the possible changes to the flow and allocation of funding from the Medicaid in Public Schools program in an effort to reduce barriers to

use.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED FIFTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.
2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.