

1 ENGROSSED HOUSE
2 BILL NO. 2713

By: Billy, Brown, Hilliard,
McDaniel (Jeannie),
Pittman, Steele, Hoskin,
Kiesel, Roan and Walker of
the House

4
5 and

6 Crain of the Senate
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8

9 An Act relating to Medicaid coverage; amending 56
10 O.S. 2001, Section 1010.1, as last amended by Section
11 27 of Enrolled Senate Bill No. 1830 of the 2nd
12 Session of the 51st Oklahoma Legislature, which
13 relates to the Oklahoma Medicaid Program Reform Act
of 2003; exempting certain persons from qualifying
employer requirement; providing for eligibility for
premium assistance program for certain persons if
funding permits; and providing an effective date.

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16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 56 O.S. 2001, Section 1010.1, as

18 last amended by Section 27 of Enrolled Senate Bill No. 1830 of the

19 2nd Session of the 51st Oklahoma Legislature, is amended to read as

20 follows:

21 Section 1010.1 A. Sections 1010.1 through 1010.7 of this title

22 shall be known and may be cited as the "Oklahoma Medicaid Program

23 Reform Act of 2003".
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1 B. Recognizing that many Oklahomans do not have health care
2 benefits or health care coverage, that many small businesses cannot
3 afford to provide health care benefits to their employees, and that,
4 under federal law, barriers exist to providing Medicaid benefits to
5 the uninsured, the Oklahoma Legislature hereby establishes
6 provisions to lower the number of uninsured, assist businesses in
7 their ability to afford health care benefits and coverage for their
8 employees, and eliminate barriers to providing health coverage to
9 eligible enrollees under federal law.

10 C. Unless otherwise provided by law, the Oklahoma Health Care
11 Authority shall provide coverage under the state Medicaid program to
12 children under the age of eighteen (18) years whose family incomes
13 do not exceed one hundred eighty-five percent (185%) of the federal
14 poverty level.

15 D. 1. The Authority is directed to apply for a waiver or
16 waivers to the Centers for Medicaid and Medicare Services (CMS) that
17 will accomplish the purposes outlined in subsection B of this
18 section. The Authority is further directed to negotiate with CMS to
19 include in the waiver authority provisions to:

- 20 a. increase access to health care for Oklahomans,
- 21 b. reform the Oklahoma Medicaid Program to promote
22 personal responsibility for health care services and
23 appropriate utilization of health care benefits
24 through the use of public-private cost sharing,

- 1 c. enable small employers, and/or employed, uninsured
2 adults with or without children to purchase employer-
3 sponsored, state-approved private, or state-sponsored
4 health care coverage through a state premium
5 assistance payment plan. If by January 1, 2012, the
6 Employer/Employee Partnership for Insurance Coverage
7 Premium Assistance Program is not consuming more than
8 seventy-five percent (75%) of its dedicated source of
9 funding, then the program will be expanded to include
10 parents of children eligible for Medicaid, and
11 d. develop flexible health care benefit packages based
12 upon patient need and cost.

13 2. The Authority may phase in any waiver or waivers it receives
14 based upon available funding.

15 3. The Authority is authorized to develop and implement a
16 premium assistance plan to assist small businesses and/or their
17 eligible employees to purchase employer-sponsored insurance or "buy-
18 in" to a state-sponsored benefit plan.

19 4. The Authority is authorized to seek from the Centers for
20 Medicare and Medicaid Services any waivers or amendments to existing
21 waivers necessary to accomplish an expansion of the premium
22 assistance program to include employers with two hundred fifty
23 employees or less up to any level supported by existing funding
24 resources. Foster parents employed by employers with greater than

1 two hundred fifty employees shall be exempt from the qualifying
2 employer requirement provided for in this paragraph and shall be
3 eligible to qualify for the premium assistance program provided for
4 in this section if supported by existing funding.

5 5. The Authority is authorized to seek from the Centers for
6 Medicare and Medicaid Services any waivers or amendments to existing
7 waivers necessary to accomplish an extension of the premium
8 assistance program to include qualified employees whose family
9 income does not exceed two hundred fifty percent (250%) of the
10 federal poverty level, subject to the limit of federal financial
11 participation.

12 E. 1. There is hereby created in the State Treasury a
13 revolving fund to be designated the "Health Employee and Economy
14 Improvement Act (HEEIA) Revolving Fund".

15 2. The fund shall be a continuing fund, not subject to fiscal
16 year limitations, and shall consist of:

- 17 a. all monies received by the Authority pursuant to this
18 section and otherwise specified or authorized by law,
19 b. monies received by the Authority due to federal
20 financial participation pursuant to Title XIX of the
21 Social Security Act, and
22 c. interest attributable to investment of money in the
23 fund.

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