

## MINUTES OF THE HOUSE HEALTH AND HUMAN SERVICES COMMITTEE

The meeting was called to order by Chairperson Brenda Landwehr at 2:10 P.M. on March 14, 2008 in Room 526-S of the Capitol.

All members were present except:  
Representative Hill

Committee staff present:  
Norman Furse, Revisor of Statutes Office  
Dianne Rosell, Revisor of Statutes Office  
Melissa Calderwood, Kansas Legislative Research Department  
Cindy Lash, Kansas Legislative Research Department  
Chris Haug, Committee Assistant

Conferees appearing before the committee:  
Marcia Nielson, PhD, Executive Director Kansas Health Policy Authority

Others Attending:  
See Attached List.

Melissa Calderwood, Kansas Legislative Research Department provided a summary of **HB2934 -Health care reform act of 2008.** (Attachment 1) Ms. Calderwood began going over the document, section by section.

The full bill with amendments was distributed. There was discussion about exemption of providers from KSA 40-2404 and why we are making that exemption. The statute is part of the insurance code and applies to unfair or deceptive acts related to the trade. In this example, if one insurer offered a better plan than another it wouldn't be considered an unfair act or violation of trade principles. The exception was created because there was concern in the insurance industry if there was a free POP plan it could be construed as an inducement, so they asked for clarification on that item. There was discussion on Section 6, Eligibility requirements in social welfare.

Discussion occurred about Medicaid and young adult policies. There was discussion about the enhanced benefit package. The enhanced benefit package refers to the benefits over and beyond the federal mandates. The current Medicaid program is enhanced, in Kansas. Representative Ward asked for the list of the enhanced programs we offer in Kansas. Dr. Marcia Nielson, PhD, with Kansas Health Policy Authority was able to provide this. Dr. Nielson discussed the differences between what the minimum federal assistance authorized by law and what the optional services that Kansas provides (Attachment 2). The first page of the document is what is required by federal law and the second page lists the additional services that Kansas provides. There was additional discussion about who monitors compliance of the terms of the wellness program. Page 14, section 5 is the amendment to the wellness program. The Kansas Health Policy Authority would be the monitor. There was another question about page 15, section 6 about what the health care benefits plan is, after medicaid is ceased. That is the Cobra program.

There was discussion about how long it would take to create this wellness program and roll it out to physicians. Dr. Nielson said they would need to work with CMS. Dr. Nielson said she didn't think they could have a program out in less than a year and a half. The July 1, 2009 date may be too aggressive. Representative Colyer said the KHPA should set the policies and exceptions to the wellness policy. The language in this section was written thinking it would only take about 15 months, but this language can be changed to be sometime in 2010.

There was discussion about the ability for people to pay once they are off SCHIP. Discussion occurred about the young adult policies for adults living at home. In **HB2934**, it will cover young adults age 18 to 25 living at home. There was discussion about the tax credit in New section, 3 bottom of page 2. This is just a pilot program and Page 5 explains the individual family's taxable income amount and the total amount of the credit payable by the state.

The revisors office brought in the new language for paragraph 5 and the new paragraph. The change would be to keep paragraph 5 in its entirety, with change of date to July 1, 2010.

## CONTINUATION SHEET

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The new paragraph would read, "The KHPA shall determine the level of benefits that Medical assistance recipients would receive, who demonstrate compliance with the wellness program and the KHPA would make recommendations for State Medicaid plan amendments, if any, to the Legislature on or before January 1, 2010."

Representative Colyer made the motion to accept this language, Representative Mast seconded the motion. The Motion carried.

Representative Mast moved we pass the amended form of **HB2934**. Representative Morrison seconded. The motion carried. After the vote, division was requested. 10 for, 9 against. The following were the no votes wishing to be recorded: Representative's Ward, Storm, Trimmer, Neighbor, Quigley, Holland, Garcia, Tietze, Flaharty.

Representative Mast moved we put the contents of **HB2934** into **SB 81** and pass it out favorably. This would be a gut and go. Seconded by Representative Morrison. The motion carried.

Chairperson Landwehr adjourned the committee at 3:45 p.m. The next meeting will be at 1:30 p.m. on March 17, 2008.