

**SF0129S2002.02/FAILED [DIVIDED AMENDMENT]
(CORRECTED COPY)**

Delete the Pappas Committee of the Whole Amendment (SF0129SW001/AC), the Bebout Committee of the Whole Amendment (SF0129SW003/A), the Bebout Committee of the Whole Amendment (SF0129SW005/A) and the Scott Second Reading Amendment (SF0129S2001/A) entirely and further amend as follows:

Page 1-line 5 Before "and" insert "providing appropriations; providing a time limit on Medicaid expansion; providing a sunset date; requiring reports; modifying the standard budget development for the departments of health, family services, corrections and insurance; requiring participant and provider acknowledgements as specified; providing a sunset date;".

Page 1-line 10 Delete "42-4-407" insert "42-4-412".

Page 3-lines 15 through 22 Delete and insert:

"42-4-402. Medicaid; authority to expand; savings; limitations.

(a) The department of health shall negotiate with the center for Medicare and Medicaid services for and implement an expansion of the Medicaid program, as provided and as limited in this article, for all persons described under section 1902(a)(10)(A)(i)(VIII) of the Social Security Act, 42 U.S.C. 1396a(a)(10)(A)(i)(VIII).

(b) Any decreased expenditures in other programs resulting from expansion of Medicaid enrollment shall be transferred as provided in W.S. 42-4-408. The goal of the transfer shall be to repurpose sufficient reserves to fund this temporary expansion and identify and isolate savings, subject to further appropriation by the legislature, to support the potential cost neutral extension of this temporary expansion beyond the authorization provided in this article."

Page 9-after line 17 Insert:

"42-4-409. Medicaid expenditure reporting.

1 (a) The department of health shall report to the joint
2 labor, health and social services interim committee and joint
3 appropriations committee, no later than November 1 of each year
4 on:

5
6 (i) The total expenditures, by revenue source, of the
7 Medicaid program created under this article for the prior fiscal
8 year;

9
10 (ii) The number of eligible individuals participating
11 in the program for the prior fiscal year, including demographic
12 characteristics;

13
14 (iii) The average cost of services provided to each
15 eligible individual participating in the program, and the
16 average cost of services by appropriate age and income
17 categories;

18
19 (iv) The aggregate amount of payments made to service
20 providers, by major type, for the prior fiscal year;

21
22 (v) A summary of the average cost per procedure for
23 the twenty (20) most common procedures; and

24
25 (vi) An analysis of the administrative costs of the
26 program, including any costs borne by the department or contract
27 administrative services.

28
29 **42-4-410. Medicaid expansion waiver; time limitation;**
30 **report by department of health.**
31

32 (a) Any Medicaid expansion waiver negotiated with the
33 centers for Medicare and Medicaid services pursuant to this
34 article shall be for a maximum period of five (5) years.
35

36 (b) The department shall report annually by October 1 to
37 the joint appropriations interim committee, the joint labor,
38 health and social services interim committee and the legislative
39 management council on the status of Medicaid expansion as
40 authorized by this article. The report shall include:

41
42 (i) Total federal funds and state funds, by state
43 fiscal year beginning July 1, 2015, expended for Medicaid
44 expansion, with trend analysis;

45
46 (ii) Historical and projected enrollment trends;
47

1 (iii) Historical and projected changes in
2 expenditures by other programs resulting from Medicaid
3 expansion;
4

5 (iv) The department's recommendation regarding
6 continuation or termination of Medicaid expansion, with any
7 recommended changes or modifications to the program if it is
8 continued.
9

10 (c) Any Medicaid expansion waiver pursuant to this article
11 shall not be renewed or extended without legislative
12 authorization.
13

14 **42-4-411. Medicaid expansion; acknowledgement by**
15 **participants and providers.**
16

17 (a) All participants upon enrolling in expanded Medicaid
18 coverage pursuant to this article, and all providers of health
19 care services upon registration as a Medicaid provider, shall
20 sign as a condition of enrollment or receipt of payment an
21 acknowledgement that:
22

23 (i) The expanded Medicaid program is a temporary
24 expansion program;
25

26 (ii) At least ninety percent (90%) of the funding for
27 the temporary Medicaid expansion program is from federal funds;
28

29 (iii) The state's share of funding for Medicaid
30 expansion comes from reduced spending on other related programs.
31

32 (iv) If federal funds for the program are reduced,
33 the program may cease.
34

35 (b) All checks or payment advice issued to a health care
36 provider for reimbursement of covered services under this
37 article shall include or be accompanied by a statement
38 containing substantially all of the information required by
39 paragraphs (a)(i) through (iv) of this section.
40

41 **42-4-412. Medicaid expansion waiver; sunset.**
42

43 This article is repealed effective July 1, 2021."
44

45 Page 9-after line 17 Insert and renumber:
46

47 **"Section 2.** W.S. 9-2-1002(a)(ix) is amended to read:

1
2 **"9-2-1002. Definitions; powers generally; duties of**
3 **governor; provisions construed; cooperation with legislature and**
4 **judiciary; divisions enumerated.**

5
6 (a) As used in this act:

7
8 (ix) "Standard budget" means a budget enabling an
9 entity to continue to furnish the same level of services during
10 the ensuing biennium and shall reflect the revenue or
11 appropriation necessary to provide the services. The budget
12 shall include all personnel approved in the preceding biennial
13 budget, a supportive service category and the amount of revenue
14 generated by the entity during the preceding biennium and
15 estimated revenue for the ensuing biennium regardless of the
16 fund to which the monies were deposited. The standard budget
17 shall not include any personnel other than those specifically
18 authorized in the preceding biennial budget. The standard budget
19 shall not include requests for any equipment, any special
20 projects and services nor any requests for special or
21 nonrecurring funding. The limitations regarding authorized
22 personnel and equipment requests in this paragraph shall not
23 apply to the University of Wyoming. The standard budget for the
24 departments of health, family services, corrections and
25 insurance shall not include any funds transferred to the health
26 care reserve account pursuant to W.S. 42-4-208 for the units
27 from which the transfers were made, but the standard budget for
28 the department of health shall include any funds transferred to
29 the Medicaid expansion reserve account pursuant to W.S. 42-4-408
30 and any appropriation based on those transferred funds shall be
31 deposited into the Medicaid expansion reserve account pursuant
32 to W.S. 42-4-408 and expended only by appropriation as provided
33 in that section;".

34
35 Page 11-line 1 Delete "3" insert "4". VON FLATERN,
36 NICHOLAS