

AMENDMENTS TO LB 371

Introduced by Health and Human Services.

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. Section 68-908, Revised Statutes Cumulative
4 Supplement, 2008, is amended to read:

5 68-908 (1) The department shall administer the medical
6 assistance program.

7 (2) The department may (a) enter into contracts and
8 interagency agreements, (b) adopt and promulgate rules and
9 regulations, (c) adopt fee schedules, (d) apply for and implement
10 waivers and managed care plans for eligible recipients, and (e)
11 perform such other activities as necessary and appropriate to carry
12 out its duties under the Medical Assistance Act.

13 (3) The department shall maintain the confidentiality
14 of information regarding applicants for or recipients of medical
15 assistance and such information shall only be used for purposes
16 related to administration of the medical assistance program and the
17 provision of such assistance or as otherwise permitted by federal
18 law.

19 (4) (a) The department shall prepare a ~~biennial~~ an annual
20 summary and analysis of the medical assistance program for
21 legislative and public review, including, but not limited to,
22 a description of eligible recipients, covered services, provider
23 reimbursement, program trends and projections, program budget and

1 expenditures, the status of implementation of the Medicaid Reform
2 Plan, and recommendations for program changes.

3 (b) The department shall provide a draft report of such
4 summary and analysis to the Medicaid Reform Council no later
5 than ~~October 1 of each even-numbered~~ September 15 of each year.
6 The council shall conduct a public meeting no later than October
7 ~~15 1~~ of such each year to discuss and receive public comment
8 regarding such report. The council shall provide any comments and
9 recommendations regarding such report in writing to the department
10 ~~and the committee~~ no later than November 1 of ~~such~~ each year. The
11 department shall submit a final report of such summary and analysis
12 to the Governor, the Legislature, and the council no later than
13 December 1 of ~~such year.~~ each year. Such final report shall include
14 a response to each specific comment provided by the council.

15 Sec. 2. Section 68-948, Revised Statutes Cumulative
16 Supplement, 2008, is amended to read:

17 68-948 (1) The Medicaid Reform Council is established.
18 The council shall consist of ten persons appointed by ~~the~~
19 ~~chairperson of the committee, in consultation with the committee,~~
20 the Governor. The chairperson of the Health and Human Services
21 Committee of the Legislature or his or her designee shall serve
22 as an ex officio nonvoting member of the council. ~~7~~ and the
23 ~~department.~~ The council shall include, but not be limited to, at
24 least one representative from each of the following: Providers,
25 recipients of medical assistance, advocates for such recipients,
26 business representatives, insurers, and elected officials. The
27 ~~chairperson of the committee~~ Governor shall appoint the chairperson

1 of the council. Members of the council may be reimbursed for their
2 actual and necessary expenses as provided in sections 81-1174 to
3 81-1177.

4 (2) The council shall (a) oversee and ~~support~~ advise
5 the department regarding implementation of reforms to the medical
6 assistance program, including, but not limited to, reforms such as
7 those contained in the Medicaid Reform Plan, (b) conduct at least
8 two public meetings annually at least quarterly and other meetings
9 at the call of the chairperson of the council, in consultation
10 with the department, and the chairperson of the committee, and (c)
11 provide comments and recommendations to the department regarding
12 the administration of the medical assistance program and any
13 proposed changes to such program.

14 ~~(3) The Medicaid Reform Council and this section~~
15 ~~terminate on June 30, 2010.~~

16 (3) The department shall provide the council with any
17 reports, data, analysis, or other such information upon which the
18 department relied, which provided a basis for the department's
19 proposed reforms, or which the department otherwise intends to
20 present to the council at least two weeks prior to the quarterly
21 meeting.

22 (4) Beginning June 30, 2010, the terms of the existing
23 members of the council shall be extended as follows: One-half
24 of the members shall serve for two-year terms and one-half of
25 the members shall serve for four-year terms as determined by the
26 Governor. Thereafter all members shall serve for four-year terms.
27 Members may be reappointed at the discretion of the Governor.

1 Appointments to the council occurring as a result of replacement of
2 an existing member at the expiration of the member's term or due to
3 resignation of an existing member shall be made by the Governor.

4 Sec. 3. Original sections 68-908 and 68-948, Revised
5 Statutes Cumulative Supplement, 2008, are repealed.