

LEGISLATURE OF NEBRASKA
ONE HUNDRED SECOND LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 468
Final Reading

Introduced by Campbell, 25; at the request of the Governor.

Read first time January 14, 2011

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to the medical assistance program; to amend
2 section 68-909, Reissue Revised Statutes of Nebraska; to
3 change provisions relating to copayments; and to repeal
4 the original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 68-909, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 68-909 (1) All contracts, agreements, rules, and
4 regulations relating to the medical assistance program as entered
5 into or adopted and promulgated by the department prior to July 1,
6 2006, and all provisions of the medicaid state plan and waivers
7 adopted by the department prior to July 1, 2006, shall remain in
8 effect until revised, amended, repealed, or nullified pursuant to
9 law.

10 (2) Prior to the adoption and promulgation of proposed
11 rules and regulations under section 68-912 or relating to the
12 implementation of medicaid state plan amendments or waivers, the
13 department shall provide a report to the Governor, the Legislature,
14 and the Medicaid Reform Council no later than December 1 before the
15 next regular session of the Legislature summarizing the purpose and
16 content of such proposed rules and regulations and the projected
17 impact of such proposed rules and regulations on recipients of
18 medical assistance and medical assistance expenditures. Any changes
19 in medicaid copayments in fiscal year 2011-12 are exempt from the
20 reporting requirement of this subsection and the requirements of
21 section 68-912.

22 (3) The Medicaid Reform Council, no later than thirty
23 days after the date of receipt of any report under subsection (2) of
24 this section, may conduct a public meeting to receive public comment
25 regarding such report. The council shall promptly provide any

1 comments and recommendations regarding such report in writing to the
2 department. Such comments and recommendations shall be advisory only
3 and shall not be binding on the department, but the department shall
4 promptly provide a written response to such comments or
5 recommendations to the council.

6 (4) The department shall monitor and shall periodically,
7 as necessary, but no less than biennially, report to the Governor,
8 the Legislature, and the Medicaid Reform Council on the
9 implementation of rules and regulations, medicaid state plan
10 amendments, and waivers adopted under the Medical Assistance Act and
11 the effect of such rules and regulations, amendments, or waivers on
12 eligible recipients of medical assistance and medical assistance
13 expenditures.

14 Sec. 2. Original section 68-909, Reissue Revised Statutes
15 of Nebraska, is repealed.