

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 468

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; to harmonize
- 4 provisions; and to repeal 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8 effect until revised, amended, repealed, or nullified pursuant to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~~Beginning December 1, 2011, and on or before
11 each December 1 thereafter, prior to the adoption and promulgation of
12 proposed rules and regulations under section 68-912 or relating to
13 the implementation of medicaid state plan amendments or waivers, the
14 department shall provide a report to the Governor, the Legislature,
15 and the Medicaid Reform Council no later than December 1 before the
16 next regular session of the Legislature summarizing the purpose and
17 content of such proposed rules and regulations and the projected
18 impact of such proposed rules and regulations on recipients of
19 medical assistance and medical assistance expenditures.

20 (3) The Medicaid Reform Council, no later than thirty
21 days after the date of receipt of any report under subsection (2) of
22 this section, may conduct a public meeting to receive public comment
23 regarding such report. The council shall promptly provide any
24 comments and recommendations regarding such report in writing to the
25 department. Such comments and recommendations shall be advisory only

1 and shall not be binding on the department, but the department shall
2 promptly provide a written response to such comments or
3 recommendations to the council.

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

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13 of Nebraska, is repealed.