

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ Of \_\_\_\_\_

Amend SS/SCS/Senate Bill No. 29, Page 1, Section Title, Lines 5-6

of said title, by striking "reimbursement allowance assessments"  
and inserting in lieu thereof "MO HealthNet"; and

Further amend said bill and page, section 198.439, line 10  
of said page, by inserting after all of said line the following:

"208.185. 1. Beginning January 1, 2020, MO HealthNet  
participants ages nineteen to sixty-four shall comply with the  
work and community engagement requirements under this section in  
order to remain eligible for MO HealthNet benefits, unless such  
participant is otherwise exempt from such requirements. Work and  
community engagement requirements shall include at least eighty  
hours each month of the following:

(1) Unsubsidized or subsidized private or public sector  
employment;

(2) Education, including vocational educational training,  
job skills training directly related to employment, education  
directly related to employment for individuals who have not  
received a high school diploma or certificate of high school  
equivalency, or satisfactory attendance at a secondary school;

(3) Satisfaction of work requirements for participants of  
temporary assistance for needy families or the supplemental  
nutrition assistance program who are also MO HealthNet  
participants;

(4) Participation in a substance abuse treatment program;

1 or

2 (5) Any combination thereof.

3 2. The work and community engagement requirements under  
4 this section shall not apply to a participant who is:

5 (1) Under the age of nineteen or over the age of sixty-  
6 four;

7 (2) Pregnant or caring for a child under the age of one or  
8 otherwise a recipient of MO HealthNet services under section  
9 208.662;

10 (3) A primary caregiver of a dependent child under the age  
11 of six or a dependent adult; provided, that not more than one  
12 participant may claim primary caregiver status in a household; or

13 (4) A participant who is also a participant of temporary  
14 assistance for needy families or the supplemental nutrition  
15 assistance program and who is exempt from the work requirements  
16 of either of those programs.

17 3. In order that work and community engagement requirements  
18 shall not be impossible or unduly burdensome for participants,  
19 the department may permit further exemptions from the work and  
20 community engagement requirements under this section in areas of  
21 high unemployment, limited economies or educational  
22 opportunities, or lack of public transportation, or for good  
23 cause. Good cause shall include, but not be limited to, the  
24 following circumstances:

25 (1) The participant has a disability as defined by the  
26 Americans with Disabilities Act, Section 504 of the  
27 Rehabilitation Act of 1973, or Section 1557 of the Patient  
28 Protection and Affordable Care Act and is unable to meet the work  
29 and community engagement requirements for reasons related to that

1 disability;

2 (2) The participant has an immediate family member in the  
3 home with a disability as defined by the Americans with  
4 Disabilities Act, Section 504 of the Rehabilitation Act of 1973,  
5 or Section 1557 of the Patient Protection and Affordable Care Act  
6 and the participant is unable to meet the work and community  
7 engagement requirements for reasons related to the disability of  
8 such family member;

9 (3) The participant or an immediate family member in the  
10 home experiences a hospitalization or serious illness;

11 (4) The participant experiences the birth or death of a  
12 family member in the home;

13 (5) The participant experiences severe inclement weather,  
14 including a natural disaster, and is unable to meet the work and  
15 community engagement requirements; and

16 (6) The participant experiences a family emergency or other  
17 life-changing event, including divorce or domestic violence.

18 4. The department shall provide reasonable accommodations  
19 for participants with disabilities as defined by the Americans  
20 with Disabilities Act, Section 504 of the Rehabilitation Act of  
21 1973, or Section 1557 of the Patient Protection and Affordable  
22 Care Act, as necessary, to enable such participants an equal  
23 opportunity to participant in and benefit from the work and  
24 community engagement requirements under this section. Reasonable  
25 accommodations shall include, but not be limited to, the  
26 following:

27 (1) Exemption from the work and community engagement  
28 requirements when the participant is unable to comply for reasons  
29 relating to his or her disability;

1           (2) Modification in the number of hours of work and  
2 community engagement required when a participant is unable to  
3 comply with the required number of hours; and

4           (3) Provision of support services necessary for compliance,  
5 when compliance is possible with such supports.

6           5. The department may promulgate rules and regulations to  
7 implement the provisions of this section. Any rule or portion of  
8 a rule, as that term is defined in section 536.010 that is  
9 created under the authority delegated in this section shall  
10 become effective only if it complies with and is subject to all  
11 of the provisions of chapter 536, and, if applicable, section  
12 536.028. This section and chapter 536 are nonseverable and if  
13 any of the powers vested with the general assembly pursuant to  
14 chapter 536, to review, to delay the effective date, or to  
15 disapprove and annul a rule are subsequently held  
16 unconstitutional, then the grant of rulemaking authority and any  
17 rule proposed or adopted after August 28, 2019, shall be invalid  
18 and void.

19           6. The department shall seek all appropriate waivers and  
20 state plan amendments from the federal Department of Health and  
21 Human Services necessary to implement the provisions of this  
22 section. The provisions of this section shall not be implemented  
23 unless such waivers and state plan amendments are approved."; and

24           Further amend the title and enacting clause accordingly.