



859444

LEGISLATIVE ACTION

Senate	.	House
Comm: RE	.	
03/11/2009	.	
	.	
	.	
	.	

---

The Committee on Health Regulation (Lawson) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 47 - 64  
and insert:  
buy-in program under s. 409.914(2), designed to accommodate persons made eligible under Title II of Pub. L. No. 106-170.

Section 2. Subsection (2) of section 409.914, Florida Statutes, is amended to read:

409.914 Assistance for the uninsured.—

(2) (a) The agency, in consultation with the Agency for Persons with Disabilities and the Department of Children and



859444

12 Families, shall develop a Medicaid buy-in program individuals  
13 eligible for Medicaid under s. 409.904(10). The Agency for  
14 Persons with Disabilities is responsible for the programmatic  
15 management of the Medicaid buy-in program, pursuant to s.  
16 20.197(3).

17 (b) Participants in the Medicaid buy-in program shall be  
18 charged a premium based on a sliding scale once the  
19 participant's earned income exceeds 100 percent of the federal  
20 poverty level. Assets excluded, in addition to those excluded  
21 under the supplemental security income program, are as follows:  
22 cash assets in the amount of \$10,000 for a single individual and  
23 \$15,000 for a couple; any retirement account recognized by the  
24 Internal Revenue Service; and a second vehicle for a couple.

25 (c) The Agency for Persons with Disabilities shall adopt by  
26 rule procedures to administer the Medicaid buy-in program  
27 authorized in this subsection, including Medicaid buy-in program  
28 eligibility and premiums.

29 ~~The agency shall seek federal statutory or regulatory~~  
30 ~~reforms to establish a Medicaid buy-in program to provide~~  
31 ~~medical assistance to persons ineligible for Medicaid because of~~  
32 ~~current income and categorical restrictions. The agency shall~~  
33 ~~use funds provided by the Robert Wood Johnson Foundation to~~  
34 ~~assist in developing the buy-in program, including, but not~~  
35 ~~limited to, the determination of eligibility and service~~  
36 ~~coverages; cost sharing requirements; managed care provisions;~~  
37 ~~changes needed to the Medicaid program's claims processing,~~  
38 ~~utilization control, cost control, case management, and provider~~  
39 ~~enrollment systems to operate a buy-in program.~~

40 ~~(b) The agency shall seek federal authorization and~~



859444

41 ~~financial support for a buy-in program that provides federally~~  
42 ~~supported medical assistance coverage for persons with incomes~~  
43 ~~up to 250 percent of the federal poverty level. The agency shall~~  
44 ~~not implement the Medicaid buy-in program until it has received~~  
45 ~~necessary federal authorization and financial participation and~~  
46 ~~state appropriations.~~

47 Section 3. The Agency for Health Care Administration shall  
48 seek amendments to the Medicaid state plan and Medicaid waivers  
49 serving persons with disabilities to provide that persons who  
50 are eligible for Medicaid under a Medicaid buy-in program  
51 authorized under s. 409.904(10) and s. 409.914(2), Florida  
52 Statutes, may be eligible for services under waivers if they  
53 otherwise meet the level of care qualifications for services  
54 under the waiver.

55 Section 4. This act shall take effect July 1, 2009.

57 ===== T I T L E A M E N D M E N T =====

58 And the title is amended as follows:

59 Delete lines 6 - 10

60 and insert:

61 to specific federal authorization; amending s. 409.914, F.S.;

62 providing Medicaid buy-in program administration; providing for

63 Medicaid buy-in program premiums; providing rule-making

64 authority; requiring the Agency for Health Care Administration

65 to seek amendments to specified Medicaid waivers for certain

66 persons with disabilities; providing an effective date.