

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 369

BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE; AP-  
 PROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVI-  
 SION OF MEDICAID FOR FISCAL YEAR 2024; LIMITING THE NUMBER OF AUTHORIZED  
 FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS  
 TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE  
 AND BENEFIT PAYMENTS; PROVIDING REQUIREMENTS FOR PROGRAM INTEGRITY;  
 REQUIRING MONTHLY MEDICAID TRACKING REPORTS; ALLOWING FOR TRANSFER  
 OF APPROPRIATIONS BETWEEN PROGRAMS; REQUIRING A REPORT ON MEDICAID  
 MANAGED CARE IMPLEMENTATION; REQUIRING COST-SHARING FOR SERVICES;  
 PROVIDING REQUIREMENTS FOR BUDGET INTEGRITY; LIMITING THE TRANSFER OF  
 APPROPRIATIONS; PROVIDING FOR ACCOUNTABILITY REPORTS; APPROPRIATING  
 ADDITIONAL MONEYS TO THE DIVISION OF MEDICAID FOR FISCAL YEAR 2023; AND  
 DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated to the Department of Health and  
 Welfare for the Division of Medicaid the following amounts to be expended ac-  
 cording to the designated programs and expense classes from the listed funds  
 for the period July 1, 2023, through June 30, 2024:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
I. MEDICAID ADMINISTRATION AND MEDICAL MGMT:				
FROM:				
Cooperative Welfare (General)				
Fund	\$7,936,600	\$11,300,100	\$5,779,000	\$25,015,700
Cooperative Welfare (Dedicated)				
Fund		8,883,800		8,883,800
Idaho Millennium Income				
Fund	107,100	642,300		749,400
Cooperative Welfare (Federal)				
Fund	<u>12,232,400</u>	<u>46,780,500</u>	<u>19,518,700</u>	<u>78,531,600</u>
TOTAL	\$20,276,100	\$67,606,700	\$25,297,700	\$113,180,500

	FOR	FOR	FOR	
	PERSONNEL	OPERATING	TRUSTEE AND	
	COSTS	EXPENDITURES	BENEFIT	TOTAL
			PAYMENTS	
5	II. COORDINATED MEDICAID PLAN:			
6	FROM:			
7	Cooperative Welfare (General)			
8	Fund	\$165,000	\$229,947,000	\$230,112,000
9	Hospital Assessment			
10	Fund		28,563,000	28,563,000
11	Cooperative Welfare (Dedicated)			
12	Fund		41,445,100	41,445,100
13	Cooperative Welfare (Federal)			
14	Fund	<u>165,000</u>	<u>461,664,900</u>	<u>461,829,900</u>
15	TOTAL	\$330,000	\$761,620,000	\$761,950,000
16	III. ENHANCED MEDICAID PLAN:			
17	FROM:			
18	Cooperative Welfare (General)			
19	Fund		\$307,721,000	\$307,721,000
20	Hospital Assessment			
21	Fund		2,363,500	2,363,500
22	Cooperative Welfare (Dedicated)			
23	Fund		240,458,800	240,458,800
24	Idaho Millennium Income			
25	Fund		13,451,900	13,451,900
26	Cooperative Welfare (Federal)			
27	Fund		<u>914,679,300</u>	<u>914,679,300</u>
28	TOTAL		\$1,478,674,500	\$1,478,674,500
29	IV. BASIC MEDICAID PLAN:			
30	FROM:			
31	Cooperative Welfare (General)			
32	Fund		\$222,674,200	\$222,674,200
33	Hospital Assessment			
34	Fund		40,089,000	40,089,000
35	Cooperative Welfare (Dedicated)			
36	Fund		140,523,000	140,523,000

	FOR	FOR	FOR	
	PERSONNEL	OPERATING	TRUSTEE AND	
	COSTS	EXPENDITURES	BENEFIT	TOTAL
			PAYMENTS	
1				
2				
3				
4				
5	Cooperative Welfare (Federal)			
6	Fund		<u>696,214,000</u>	<u>696,214,000</u>
7	TOTAL		\$1,099,500,200	\$1,099,500,200
8	V. EXPANSION MEDICAID PLAN:			
9	FROM:			
10	Cooperative Welfare (General)			
11	Fund		\$70,844,000	\$70,844,000
12	Hospital Assessment			
13	Fund		13,017,200	13,017,200
14	Cooperative Welfare (Dedicated)			
15	Fund		144,413,300	144,413,300
16	Idaho Millennium Income			
17	Fund		1,886,100	1,886,100
18	Cooperative Welfare (Federal)			
19	Fund		<u>856,451,200</u>	<u>856,451,200</u>
20	TOTAL		\$1,086,611,800	\$1,086,611,800
21	GRAND TOTAL	\$20,276,100	\$67,936,700	\$4,451,704,200
				\$4,539,917,000

22 SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519,  
23 Idaho Code, the Medicaid Administration and Medical Management Program of  
24 the Department of Health and Welfare is authorized no more than two hundred  
25 thirteen (213.00) full-time equivalent positions at any point during the pe-  
26 riod July 1, 2023, through June 30, 2024, unless specifically authorized by  
27 the Governor. The Joint Finance-Appropriations Committee will be notified  
28 promptly of any increased positions so authorized.

29 SECTION 3. GENERAL FUND TRANSFERS. As appropriated, the Office of the  
30 State Controller shall periodically make transfers from the General Fund to  
31 the Cooperative Welfare Fund as requested by the director of the Department  
32 of Health and Welfare and approved by the Board of Examiners.

33 SECTION 4. TRUSTEE AND BENEFIT PAYMENTS. Notwithstanding the provi-  
34 sions of Section 67-3511, Idaho Code, funds appropriated in the trustee and  
35 benefit payments expense class shall not be transferred to any other expense  
36 classes during fiscal year 2024.

37 SECTION 5. PROGRAM INTEGRITY. Notwithstanding any other provision of  
38 law to the contrary, the Department of Health and Welfare shall be required  
39 to provide those services authorized or mandated by law in each program, only

1 to the extent of funding appropriated and available resources for each bud-  
2 geted program.

3 SECTION 6. MEDICAID TRACKING REPORT. The Department of Health and Wel-  
4 fare's Division of Medicaid and Division of Indirect Support Services shall  
5 deliver a report that compares the Medicaid appropriation, distributed by  
6 month for the year, to the actual expenditures and remaining forecasted ex-  
7 penditures for the year on a monthly basis to the Legislative Services Office  
8 and the Division of Financial Management. The report shall also include a  
9 forecast, updated monthly, of the next fiscal year's anticipated trustee and  
10 benefit expenditures. The format of the report and the information included  
11 therein shall be determined by the Legislative Services Office and the Divi-  
12 sion of Financial Management.

13 SECTION 7. TRANSFER OF APPROPRIATIONS. Notwithstanding the provisions  
14 of Section 67-3511, Idaho Code, funding provided for the trustee and bene-  
15 fit payments expense class in the Division of Medicaid may be transferred in  
16 excess of ten percent (10%) among the Coordinated Medicaid Plan, Enhanced  
17 Medicaid Plan, Basic Medicaid Plan, Expansion Medicaid Plan, and the Medic-  
18 aid Administration and Medical Management Programs, but shall not be trans-  
19 ferred to any other budgeted program or expense class within the Department  
20 of Health and Welfare during fiscal year 2024.

21 SECTION 8. MEDICAID MANAGED CARE IMPLEMENTATION. The Division of Med-  
22 icaid shall provide a report to the Legislative Services Office and the Di-  
23 vision of Financial Management on progress in integrating managed care ap-  
24 proaches into the state Medicaid system. The format of the report and infor-  
25 mation contained therein shall be determined by the Legislative Services Of-  
26 fice and the Division of Financial Management. The report shall be submitted  
27 no later than December 1, 2023.

28 SECTION 9. COST-SHARING REQUIREMENT. The Department of Health and Wel-  
29 fare shall implement cost-sharing in the Division of Medicaid, as required  
30 by Section 56-257, Idaho Code, to the maximum extent that is federally allow-  
31 able for the expanded population of children whose families' gross taxable  
32 income exceeds one hundred eighty-five percent (185%) but does not exceed  
33 three hundred percent (300%) of the federal poverty limit (FPL), for Medic-  
34 aid-eligible services as identified in House Bill No. 43, as enacted by the  
35 First Regular Session of the Sixty-fourth Idaho Legislature.

36 SECTION 10. BUDGET INTEGRITY. Notwithstanding any other provision of  
37 law to the contrary, and consistent with its cost containment strategy, the  
38 Department of Health and Welfare's Division of Medicaid shall submit its  
39 budget request in accordance with applicable Idaho law as of the date of  
40 submission. This section does not prohibit the agency from making requests  
41 of the Legislature that would impact any portion of the department's budget.  
42 However, any proposed changes to Idaho Code with an anticipated budgetary  
43 impact shall be identified in narrative form only, without numerical en-  
44 tries. Further, the department shall submit its budget request based on the  
45 forecasted amount for the most recent month available from the report iden-

1     tified in Section 6 of this act and for the estimated needs of maintaining  
2     operations of the division.

3             SECTION 11.     TRANSFER OF APPROPRIATIONS. Pursuant to Section  
4     67-3511(4), Idaho Code, funding provided for the personnel costs expense  
5     class in the Division of Medicaid shall not be transferred to any other  
6     expense class within the Department of Health and Welfare during fiscal year  
7     2024.

8             SECTION 12. ACCOUNTABILITY REPORTS. Funds specifically identified in  
9     statute or in an appropriation act as intended for a certain purpose may be  
10    used only for that purpose. All funds provided in this act shall be subject  
11    to accountability reports and management reviews in accordance with Section  
12    67-702, Idaho Code.

13            SECTION 13. In addition to the appropriation made in Section 1, Chapter  
14    252, Laws of 2022, and any other appropriation provided for by law, there is  
15    hereby appropriated to the Department of Health and Welfare for the Enhanced  
16    Medicaid Plan the following amounts to be expended for trustee and benefit  
17    payments from the listed funds for the period July 1, 2022, through June 30,  
18    2023:

19	FROM:	
20	Cooperative Welfare (General)	
21	Fund	\$1,858,000
22	Cooperative Welfare (Federal)	
23	Fund	<u>4,358,100</u>
24	TOTAL	\$6,216,100

25            SECTION 14. An emergency existing therefor, which emergency is hereby  
26    declared to exist, Section 13 of this act shall be in full force and effect on  
27    and after passage and approval, and Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11,  
28    and 12 of this act shall be in full force and effect on and after July 1, 2023.