

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on **Government Efficiency** recommends **SB 363** be amended on page 1, following line 18, by inserting:

"New Section 1. (a) The department of health and environment, in coordination with the Kansas department for aging and disability services, shall seek all necessary federal approvals, including, but not limited to, authority under section 1115 of the federal social security act, to establish continuous medicaid eligibility protections for individuals with documented permanent intellectual or developmental disabilities who are receiving services through a home and community based services waiver.

(b) For purposes of federal approval and program design, the state shall seek authority to:

(1) Establish continuous medicaid eligibility for individuals described in subsection (a) unless a verified change occurs in income, assets, residency or disability status;

(2) limit routine eligibility redeterminations for individuals described in subsection (a) to circumstances involving a documented or reported material change;

(3) maintain all existing financial eligibility standards and federal program integrity requirements; and

(4) reduce administrative functions that do not improve eligibility accuracy or program oversight.

(c) Nothing in this section shall be construed to:

(1) Expand medicaid eligibility categories;

(2) modify financial eligibility thresholds;

(3) alter services, protections or assurances required under any home and community based services waiver authorized under section 1915(c) of the federal social security act; or

(4) authorize implementation of continuous eligibility protections unless and until federal approval is received.

(d) Upon receipt of federal approval, the secretary of health and environment shall implement continuous eligibility protections in coordination with the secretary for aging and disability services.

(e) If federal approval is not granted, the secretaries shall report to the legislature regarding:

- (1) Barriers to approval;
- (2) alternative administrative options to improve eligibility continuity; and
- (3) estimated fiscal and administrative impacts of alternative approaches.

New Sec. 2. (a) Each state agency that administers a public assistance program under K.S.A. 39-709, and amendments thereto, shall submit a report to the legislative committees specified in subsection (b), or any successor committee, on the number of Kansans becoming ineligible for public assistance benefits and the reasons for losing such eligibility.

(b) (1) Such report under subsection (a) shall be submitted quarterly to the:

(A) Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight; and

(B) legislative budget committee.

(2) Such report under subsection (a) shall be submitted annually, on or before the first day of each regular session of the legislature, to the:

(A) Senate committee on public health and welfare;

(B) senate committee on government efficiency;

(C) house of representatives committee on social services budget; and

(D) house of representatives committee on welfare reform.";

On page 20, in line 20, after "(6)" by inserting "Except as provided in paragraph (8),"; following line 30, by inserting:

"(8) Notwithstanding any provision of this subsection to the contrary, all medical assistance eligibility determinations and redeterminations for the following individuals shall be governed by the Kansas medicaid eligibility standards in effect on June 30, 2026, except as otherwise required by federal law:

(A) Pregnant women;

(B) individuals who are 65 years of age or older, including those applying for long-term care services or home and community based services; and

(C) individuals who are applying for or receiving services through a home and community based services waiver, including those on the waiting list for such services.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "the" by inserting "department of health and environment in coordination with the Kansas department for aging and disability services to seek federal approval to establish continuous medicaid eligibility for certain individuals with intellectual or developmental disabilities who are receiving services through a home and community based services waiver; requiring state agencies that administer public assistance programs to submit a certain report to certain legislative committees; requiring the"; in line 10, after "basis" by inserting "and providing exceptions for certain individuals"; and the bill be passed as amended.