

Amendment to SB 236-FN

1 Amend the title of the bill by replacing it with the following:

2
3 AN ACT extending the New Hampshire health protection act.
4

5 Amend the bill by replacing all after the enacting clause with the following:
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7 1 Department of Health and Human Services; Premium Assistance Program. Amend RSA 126-
8 A:5, XXV(a) to read as follows:

9 (a) Consistent with the time frames in this paragraph, there is hereby established the
10 marketplace premium assistance program. This will be a premium assistance program for newly
11 eligible adults and their eligible spouse and dependents, if applicable, until December 31, [2018]
12 **2020** and shall be administered by the department of health and human services. In order to
13 receive medical assistance from the program, newly eligible adults who are ineligible for the HIPP
14 program shall choose from any qualified health plans (QHPs) offered on the federally-facilitated
15 exchange if cost effective; provided, however, that any newly eligible adult who had coverage under
16 an alternative benefit plan (ABP) offered by a managed care organization (MCO) under paragraph
17 XIX during the voluntary bridge to marketplace premium assistance program established under
18 RSA 126-A:5, XXIV shall be automatically enrolled at the beginning of open enrollment in a
19 comparable QHP by that same MCO if one is available, unless such newly eligible adult
20 subsequently chooses a different QHP during the enrollment period. If a comparable QHP is not
21 offered by the newly eligible adult's MCO then the newly eligible adult may choose from any QHPs,
22 if cost effective. Provider payments shall be in an amount which shall be no less than before the
23 effective date of this paragraph.

24 2 Department of Health and Human Services; Premium Assistance Program. Amend RSA 126-
25 A:5, XXV(c) to read as follows:

26 (c) If the waiver to implement the marketplace premium assistance program is
27 approved on or before March 31, 2015 then, coverage under the voluntary bridge to marketplace
28 premium assistance program established in RSA 126-A:5, XXIV shall terminate on December 31,
29 2015. Enrollment in the marketplace premium assistance program shall begin on October 15, 2015
30 and coverage shall begin on January 1, 2016. Coverage shall end on December 31, [2018] **2020**.
31 The cost of the medical assistance provided under the marketplace premium assistance program
32 shall be paid solely from non-general fund sources, including federal funds as provided under 42

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1 U.S.C. section 1396d(y).

2 3 Funding the State Share of the New Hampshire Health Protection Program. Amend
3 RSA 126-A:5-c, I(b) to read as follows:

4 (b) "Remainder amount" means the cost of the program for coverage effective between
5 January 1, 2017 and June 30, 2017 plus administrative costs attributable to the program, less all
6 federal reimbursement for the program and federal reimbursement for the related administrative
7 costs; and the cost of the program for coverage effective between July 1, 2017 and December 31,
8 [2018] **2020**, plus administrative costs attributable to the program, less all federal reimbursement
9 for the program and federal reimbursement for administrative costs attributable to the program,
10 and taxes attributable to premiums written for medical and other medical related services for the
11 newly eligible Medicaid population as provided for under RSA 126-A:5, XXIV-XXVI, consistent with
12 RSA 400-A:32, III(b).

13 4 Funding the State Share of the New Hampshire Health Protection Program. Amend the
14 introductory paragraph of RSA 126-A:5-c, II to read as follows:

15 II. Funding for the program from January 1, 2017 until December 31, [2018] **2020** shall not
16 be funded from general funds. The program shall be funded as follows:

17 5 Voluntary Provider Contributions. Amend RSA 126-A:5-d to read as follows:

18 126-A:5-d Voluntary Provider Contributions. For the period of January 1, 2017 through
19 December 31, [2018] **2020**, voluntary provider donations received from the Foundation for Healthy
20 Communities or any other charitable foundation may be deposited into the New Hampshire health
21 protection trust fund, established pursuant to RSA 126-A:5-b.

22 6 Individual Health Insurance Market; Definitions. Amend RSA 404-G:5-a, IV(d) to read as
23 follows:

24 (d) For the period of January 1, 2017 through December 31, [2018] **2020**, an amount not
25 to exceed 50 percent of the remainder amount, as defined in RSA 126-A:5-c, I(b), less the amount
26 made available to the program pursuant to RSA 404-G:11, VI. The association shall transfer all
27 amounts collected pursuant to this subparagraph and the amount made available to the program
28 pursuant to RSA 404-G:11, VI to the New Hampshire health protection trust fund, established
29 pursuant to RSA 126-A:5-b.

30 7 New Hampshire Health Protection Program. Amend RSA 2014, 3:10, I, as amended by 2016,
31 13:13, to read as follows:

32 I. If at any time the federal match rate applied to medical assistance for newly eligible
33 adults under RSA 126-A:5, XXIV-XXV between July 1, 2014–December 31, 2016 is less than 100
34 percent, less than 95 percent in 2017 [~~and~~], less than 94 percent in 2018, **less than 93 percent in**
35 **2019, and less than 90 percent in 2020**, of the amount as set forth in 42 U.S.C. section
36 1396d(y)(1), then RSA 126-A:5, XXIV and XXV shall be repealed 180 days after the event under this
37 subparagraph occurs upon notification by the commissioner of the department of health and human

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1 services to the secretary of state and the director of legislative services. The commissioner shall
2 immediately issue notice to program participants of the program's pending repeal.

3 8 New Hampshire Health Protection Plan Extended. Amend 2014, 3:13, I-a as amended by
4 2015, 276:260 and 2016, 13:14 to read as follows:

5 I-a. Section 12, paragraphs II-VII of this act shall take effect December 31, ~~[2018]~~ **2020**.

6 9 Effective Date. This act shall take effect upon its passage.

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2017-0791s

AMENDED ANALYSIS

This bill extends the New Hampshire health protection act for 2 years.