

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Bill No. 1846, Page 1, Section A, Line 2, by inserting immediately after said
2 section and line the following:

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4 "208.185. 1. Beginning January 1, 2019, MO HealthNet participants ages nineteen to sixty-
5 four shall comply with the work and community engagement requirements under this section in
6 order to remain eligible for MO HealthNet benefits, unless such participant is otherwise exempt
7 from such requirements. Work and community engagement requirements shall include at least
8 eighty hours each month of the following:

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

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

14 (3) Community service;

15 (4) Job search and job readiness assistance;

16 (5) Provision of child care services to an individual who is participating in a community
17 service program;

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

21 (7) Any combination thereof.

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

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

25 (2) Medically frail, including individuals:

26 (a) With disabling mental disorders;

27 (b) With chronic substance abuse disorders;

28 (c) With serious and complex medical conditions;

29 (d) With a physical, intellectual, or developmental disability that significantly impairs their
30 ability to perform one or more activities of daily living; or

31 (e) With a disability determination based on criteria under the Social Security Act, including
32 a current determination by the department of social services that he or she is permanently or totally
33 disabled;

34 (3) Pregnant or caring for a child under the age of one or otherwise a recipient of MO
35 HealthNet services under section 208.662;

36 (4) A primary caregiver of a dependent child or adult; provided that, not more than one

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1 participant may claim primary caregiver status in a household; or

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

5 3. In order that work and community engagement requirements shall not be impossible or
6 unduly burdensome for participants, the department may permit further exemptions from the work
7 and community engagement requirements under this section in areas of high unemployment, limited
8 economic or educational opportunities, lack of public transportation, or for good cause. Good cause
9 shall include, but not be limited to, the following circumstances:

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

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

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

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

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

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

26 4. The department shall provide reasonable accommodations for participants with
27 disabilities as defined by the Americans with Disabilities Act, Section 504 of the Rehabilitation Act
28 of 1973, or Section 1557 of the Patient Protection and Affordable Care Act, as necessary, to enable
29 such participants an equal opportunity to participate in and benefit from the work and community
30 engagement requirements under this section. Reasonable accommodations shall include, but not be
31 limited to, the following:

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

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

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

38 5. The department may promulgate rules and regulations to implement the provisions of this
39 section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created
40 under the authority delegated in this section shall become effective only if it complies with and is
41 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
42 chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to
43 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
44 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
45 August 28, 2018, shall be invalid and void.

46 6. The department shall seek all appropriate waivers and state plan amendments from the
47 federal Department of Health and Human Services necessary to implement the provisions of this
48 section. The provisions of this section shall not be implemented unless such waivers and state plan

1 amendments are approved."; and

2
3 Further amend said bill, Page 2, Section 208.244, Line 21, by inserting immediately after all of said
4 section and line the following:

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6 "208.248. 1. Pursuant to the option granted to the state by 7 U.S.C. Section 2015(n) and 7
7 CFR 273.11(q), as amended, an individual shall not be eligible to participate in the supplemental
8 nutrition assistance program as a member of any household during any month that the individual is
9 delinquent in any payment due under a court order for the support of a child of the individual.

10 2. The provisions of this section shall not apply if:

11 (1) A court has allowed the individual to delay payment;

12 (2) The individual is complying with a payment plan approved by a court or the agency that
13 has been designated by the state to administer programs under Title IV-D of the Social Security Act
14 to provide support for the child of the individual; or

15 (3) The department of social services determines the individual has good cause for non-
16 support.

17 3. A disqualification under this section shall only apply to the individual who is delinquent
18 in payment and not to the entire household."; and

19
20 Further amend said bill by amending the title, enacting clause, and intersectional references
21 accordingly.