

**Senate File 434 - Introduced**

SENATE FILE 434

BY EDLER

**A BILL FOR**

1 An Act relating to community engagement activity requirements  
2 under the Iowa health and wellness plan.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. MEDICAID DEMONSTRATION WAIVER REQUEST —  
2 COMMUNITY ENGAGEMENT REQUIREMENTS FOR IOWA HEALTH AND WELLNESS  
3 PLAN MEMBERS.

4 1. The department of human services shall submit a request  
5 by March 1, 2020, to receive federal approval from the centers  
6 for Medicare and Medicaid services of the United States  
7 department of health and human services (CMS) for a section  
8 1115 demonstration waiver to require that as a condition of  
9 eligibility, Iowa health and wellness plan members participate  
10 in community engagement activities.

11 2. The waiver request submitted by the department shall  
12 require that, unless an individual is exempt pursuant to  
13 subsection 3, as a condition of eligibility for the Iowa health  
14 and wellness plan, a recipient shall do one of the following:

15 a. Work twenty hours or more per week, averaged over a  
16 six-month period.

17 b. Participate in and comply with the requirements of a  
18 work program for twenty hours or more per week, averaged on a  
19 monthly basis, as determined by the department.

20 c. Volunteer twenty hours or more per week, averaged on a  
21 monthly basis, as determined by the department.

22 d. Meet a combination of work and work program participation  
23 requirements for a total of twenty hours or more per week, as  
24 determined by the department.

25 e. Participate in and comply with the PROMISE JOBS program  
26 pursuant to chapter 239B.

27 f. Be enrolled in the future ready Iowa program.

28 g. Participate in other activities identified by the  
29 department and approved by CMS.

30 3. The following individuals shall be exempt from the  
31 requirements specified in subsection 2:

32 a. An individual medically certified as physically or  
33 mentally unfit for employment.

34 b. An individual who is pregnant.

35 c. A parent or caretaker responsible for the care of a

1 dependent child under six years of age.

2 d. A parent or caretaker personally providing the care for a  
3 dependent child with a serious medical condition or disability,  
4 as determined by the department.

5 e. An individual receiving unemployment compensation and  
6 complying with work requirements of the federal or state  
7 unemployment compensation system.

8 f. An individual participating in a drug or alcohol  
9 treatment and rehabilitation program.

10 g. An individual determined to be medically exempt.

11 h. An individual enrolled full-time in an educational  
12 institution.

13 i. The parent of a child who provides private instruction  
14 pursuant to chapter 299A to that child.

15 j. An individual who meets other criteria identified by the  
16 department, and approved by CMS.

17 4. The waiver request submitted by the department shall  
18 also provide that if an individual does not comply with the  
19 community engagement activities during the individual's initial  
20 six-month period of eligibility, the individual shall be  
21 placed on a limited benefit plan, and if an individual does  
22 not comply with the community engagement activities during the  
23 individual's subsequent six-month period of eligibility, the  
24 individual's eligibility for the program shall be terminated.  
25 The department shall include the parameters for the limited  
26 benefit plan in the waiver request submitted.

27 5. a. The department shall implement the Medicaid waiver  
28 as approved by CMS prospectively from the date of receipt of  
29 federal approval.

30 b. The department shall adopt rules pursuant to chapter 17A  
31 to administer the waiver provisions.

32 EXPLANATION

33 The inclusion of this explanation does not constitute agreement with  
34 the explanation's substance by the members of the general assembly.

35 This bill requires the department of human services (DHS) to

1 submit a request by March 1, 2020, to receive federal approval  
2 from the centers for Medicare and Medicaid services of the  
3 United States department of health and human services (CMS)  
4 for a waiver to require that as a condition of eligibility,  
5 Iowa health and wellness plan members participate in community  
6 engagement activities. The bill specifies the types of  
7 community engagement activities to be required under the waiver  
8 submitted, provides exceptions to required participation in  
9 community engagement activities, and provides for limitation  
10 of benefits or termination of eligibility for noncompliance  
11 with the community engagement activities. The bill directs DHS  
12 to implement the waiver as approved by CMS prospectively from  
13 the date of receipt of federal approval, and the department is  
14 required to adopt administrative rules to administer the waiver  
15 provisions.