

SECOND REGULAR SESSION

HOUSE BILL NO. 2263

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KORMAN.

5390H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to MO HealthNet benefits.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto one new section, to be known as section 208.191, to read as follows:

- 208.191. 1. All MO HealthNet participants eighteen years of age or older shall be Missouri residents for six months or greater before receiving any MO HealthNet benefits.**
- 2. The department of social services shall apply to the United States Secretary of Health and Human Services for such state plan amendments and waivers as the department deems necessary to implement the provisions of this section. Upon receipt of any necessary state plan amendments or waivers, the department shall promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.