



General Assembly

Substitute Bill No. 6155

January Session, 2015



**AN ACT CONCERNING NOTIFICATION OF MEDICAID WAIVER AND
MEDICAID STATE PLAN AMENDMENT PROPOSALS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 17b-8 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2015*):

3 (a) The Commissioner of Social Services shall submit an application
4 for a federal waiver or renewal of such waiver of any assistance
5 program requirements, except such application pertaining to routine
6 operational issues, and any proposed amendment to the Medicaid
7 state plan to make a change in program requirements that would have
8 required a waiver were it not for the passage of the Patient Protection
9 and Affordable Care Act, P.L. 111-148, and the Health Care and
10 Education Reconciliation Act of 2010, P.L. 111-152 to the joint standing
11 committees of the General Assembly having cognizance of matters
12 relating to human services and appropriations and the budgets of state
13 agencies prior to the submission of such application or proposed
14 amendment to the federal government. Not later than thirty days after
15 the date of their receipt of such application or proposed amendment,
16 the joint standing committees shall: (1) Hold a public hearing on the
17 waiver application, or (2) in the case of a proposed amendment to the
18 Medicaid state plan, notify the Commissioner of Social Services
19 whether or not said joint standing committees intend to hold a public

20 hearing. Any notice to the commissioner indicating that the joint
21 standing committees intend to hold a public hearing on a proposed
22 amendment to the Medicaid state plan shall state the date on which the
23 joint standing committees intend to hold such public hearing, which
24 shall not be later than sixty days after the joint standing committees'
25 receipt of the proposed amendment. At the conclusion of a public
26 hearing held in accordance with the provisions of this section, the joint
27 standing committees shall advise the commissioner of their approval,
28 denial or modifications, if any, of the commissioner's waiver
29 application or proposed amendment. If the joint standing committees
30 advise the commissioner of their denial of the commissioner's waiver
31 application or proposed amendment, the commissioner shall not
32 submit the application for a federal waiver or proposed amendment to
33 the federal government. If such committees do not concur, the
34 committee chairpersons shall appoint a committee of conference which
35 shall be composed of three members from each joint standing
36 committee. At least one member appointed from each joint standing
37 committee shall be a member of the minority party. The report of the
38 committee of conference shall be made to each joint standing
39 committee, which shall vote to accept or reject the report. The report of
40 the committee of conference may not be amended. If a joint standing
41 committee rejects the report of the committee of conference, that joint
42 standing committee shall notify the commissioner of the rejection and
43 the commissioner's waiver application or proposed amendment shall
44 be deemed approved. If the joint standing committees accept the
45 report, the committee having cognizance of matters relating to
46 appropriations and the budgets of state agencies shall advise the
47 commissioner of their approval, denial or modifications, if any, of the
48 commissioner's waiver application or proposed amendment. If the
49 joint standing committees do not so advise the commissioner during
50 the thirty-day period, the waiver application or proposed amendment
51 shall be deemed approved. Any application for a federal waiver,
52 waiver renewal or proposed amendment submitted to the federal
53 government by the commissioner, pursuant to this section, shall be in
54 accordance with the approval or modifications, if any, of the joint

55 standing committees of the General Assembly having cognizance of
56 matters relating to human services and appropriations and the budgets
57 of state agencies.

58 (b) If in developing the budget for the department for the next fiscal
59 year, the commissioner contemplates applying for a federal waiver or
60 submitting a proposed amendment to the federal government, the
61 commissioner shall notify the joint standing committee of the General
62 Assembly having cognizance of matters relating to appropriations and
63 the budgets of state agencies and the joint standing committee of the
64 General Assembly having cognizance of matters relating to human
65 services of the possibility of such application or proposed amendment.

66 (c) [~~Prior~~] Thirty days prior to submission of an application for a
67 waiver from federal law, renewal of such waiver or proposed
68 amendment to the joint standing committees of the General Assembly
69 under subsection (a) of this section, the Commissioner of Social
70 Services shall publish a notice that the commissioner intends to seek
71 such a waiver or waiver renewal, or submit a proposed amendment to
72 the federal government in the Connecticut Law Journal and on the
73 Department of Social Services' Internet web site, along with a
74 summary of the provisions of the waiver application or the proposed
75 amendment and the manner in which individuals may submit
76 comments. The commissioner shall allow [~~fifteen~~] thirty days for
77 written comments on the waiver application or proposed amendment
78 prior to submission of the application for a waiver, waiver renewal or
79 proposed amendment to the General Assembly under subsection (a) of
80 this section and shall include all written comments with the waiver,
81 waiver renewal application or proposed amendment in the submission
82 to the General Assembly.

83 (d) The commissioner shall include with any waiver application or
84 proposed amendment submitted to the federal government pursuant
85 to this section: (1) Any written comments received pursuant to
86 subsection (c) of this section; and (2) a complete transcript of the joint
87 standing committee proceedings held pursuant to subsection (a) of this

