

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1472

2001 HOUSE HUMAN SERVICES

HB 1472

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1472

House Human Services Committee

Conference Committee

Hearing Date January 30, 2001

Tape Number	Side A	Side B	Meter #
Tape 1	X		650 to end
Tape 1		X	0 to 70
Tape 3	X		550 to 880
Committee Clerk Signature <i>Connie Boston</i>			

Minutes:

Chairman Price, Vice Chairman Devlin, Rep. Doseh, Rep. Galvin, Rep. Klein, Rep. Pollert, Rep. Porter, Rep. Tieman, Rep. Weiler, Rep. Weisz, Rep. Cleary, Rep. Metcalf, Rep. Niemeier, Rep. Sandvig

Chairman Price: Open hearing on HB 1472.

Rep. Sandvig: Presented Bill. (See written testimony.)

Rep. Niemeier: What is the federal-state match of the funding?

Rep. Sandvig: I will let the department answer that question.

Chairman Price: Rep. Sandvig, do I understand that the bill would provide coverage for the cancer treatment regardless of income?

Rep. Sandvig: No. The program has a certain income eligibility.

Senator T. Mathern: Cosponsor of Bill. I encourage your committee to support this bill, and that you see your role as setting policy

Rep. Cleary: Cosponsor of the Bill. It is really necessary. This is an area that is a great concern for all women. We should not let these women fall through the cracks.

Rep. Niemeier: Cosponsor of the Bill. This is a federal opportunity for us. There are women who can access these services and have these conditions identified early and receive treatment.

Vice Chairman Devlin: You referred to testing - I don't see this in the bill. Is this bill for treatment? Is funding set up for the next two years or is there a time frame for federal dollars?

Rep. Niemeier: I will have to defer that question to the Department of Human Services.

Danelle Kenneweg: Staff Member for the Division of Health Promotion, North Dakota Department of Health. (Neutral Position - See written testimony.) My purpose today is to share information about Women's Way. Program eligibility is based on three variables: age, income, and insurance status. Women's Way is a screening program. Procedures we pay for are office visits, breast exams, pelvic exams, and pap smears.

Rep. Porter: On the income poverty levels, could you explain how it is figured. Is it based on gross income, net income?

Danelle Kenneweg: Income eligibility is self-reported by individual and it is gross income. We don't ask women to prove their income.

Rep. Porter: Does the patient first have to fit into the 200% income level before you look at the next step, or could it be any one that thinks treatment is unaffordable?

Danelle Kenneweg: The first issue is income, the second is insurance coverage. We will be payer of last resort.

Rep. Porter: Why would we need this legislation if you are already finding a way for these women to get treatment once they've been diagnosed with cancer?

Danelle Kenneweg: 61% of women in our program have no insurance. 39% have some insurance.

Vice Chairman Devlin: What is the availability of funding for future treatment after this biennium?

Danelle Kenneweg: Congress commits money in five-year chunks of time.

Chairman Price: Is there a state match?

Danelle Kenneweg: We can match in a variety of ways. Local agencies we contract with provide some matches. Providers donate because we pay Medicaid Part B rates. BCBS provides a very large match.

Chairman Price: For the treatment - does it have to be a hard match or can we work the same arrangement?

Danelle Kenneweg: I need to let the Medicaid people answer that question.

Chairman Price: Where are you going to find it - is it going to be provider discounts, or do we have to actually put \$114,000 in the budget?

Danelle Kenneweg: Again, Medicaid will have to answer that.

Rep. Metcalf: You mentioned Native Americans not participating. Is that in North Dakota or is it nationwide?

Danelle Kenneweg: We work case by case with reservations to increase activity.

Rep. Metcalf: Is there money tribes could have by application that would not cost North Dakota anything?

Danelle Kenneweg: Yes, they can apply for their own funding. They don't have the infrastructure to develop a program of this complexity.

Chairman Price: If it is a tribal member, do they have to go through the Indian Health Services first??

Danelle Kenneweg: No, they are not required to go to IHS.

Jenny Witham: Director of Community Health Care Association. (See support of HB 1472 in written testimony.) The Association is funded by grants from federal agencies and private foundations. We hope you will consider extending medical assistance to this group of uninsured women.

Susan Nelson: Uninsured cancer patient. Asked for support of HB 1472.

Linda Coles: Program Director of American Cancer Society. Speaking in support of HB 1472. This bill is truly a matter of life and death, and supports women who cannot afford treatment.

Dave Zentner: Director of Medical Services, Department of Human Services. (See written testimony.) We are neutral on this bill. While we can appreciate the merits of such a program, we cannot support this bill because the funds necessary to implement the program are not included in the Executive Budget.

Rep. Porter: Are follow-up screenings only available as long as the applicant is still eligible for the program? Are those screenings after the treatment included in the program as well?

Dave Zentner: As long as an individual is eligible for the Medicaid program, they would have access to the full array of services.

Chairman Price: Do you want to address the hard dollars issue?

Dave Zentner: This program is no different than any other service the Medicaid program would provide. So if we wish to adopt this option, we would require hard dollars.

Chairman Price: On reimbursement rates, at what rate would treatment be reimbursed to medical providers?

Dave Zentner: It would be paid at the same rate we pay any other Medicaid service.

Chairman Price: Any idea of what percentage for this type of treatment?

Dave Zentner: About 45%.

Vice Chairman Devlin: The income guidelines for this program are different than some of the other Medicaid programs that are run?

Dave Zentner: It would be a small program. We would operate it on a paper basis rather than on an electronic system. It is a small program and would be costly to develop an electronic system.

Vice Chairman Devlin: That would be the reason you would use self-reporting on income?

Dave Zentner: We would have no choice but to follow that.

Rep. Sandvig: If bill passes out of here, would there be funds in the Health Care Trust Fund for this?

Dave Zentner: That would be a potential source.

Chairman Price: Close hearing on HB 1472.

COMMITTEE WORK:

CHAIRMAN PRICE: HB 1472 that we also heard this morning.

VICE CHAIRMAN DEVLIN: I will move a DO PASS and be rereferred to Appropriation.

REP. METCALF: Yes.

CHAIRMAN PRICE: Discussion.

REP. NIEMEIER: One point that seemed important to me in hearing testimony was the fact that if we are to pass this bill and allow that Medicaid coverage, I think treatment is going to begin much quicker than in the method we have right now. I think they will be getting the care that they need.

Page 6
House Human Services Committee
Bill/Resolution Number HB 1472
Hearing Date January 30, 2001

CHAIRMAN PRICE: The clerk will call the roll for a **DO PASS** and rereferred to

Appropriation.

13 YES 1 NO 0 ABSENT CARRIED BY REP. DEVLIN

FISCAL NOTE

Requested by Legislative Council

04/04/2001

Bill/Resolution No.:

Amendment to: Engrossed
 HB 1472

1A. State fiscal effect: *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$429,365		
Expenditures				\$544,120		
Appropriations				\$544,120		

1B. County, city, and school district fiscal effect: *Identify the fiscal effect on the appropriate political subdivision.*

1999-2001 Biennium			2001-2003 Biennium			2003-2005 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. Narrative: *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

This bill would require the Department to provide Medical Assistance for women who have been screened and were found to have breast or cervical cancer, and aren't covered by an insurance plan. This is in accordance with the Federal Breast and Cervical Cancer Prevention and Treatment Act of 2000. The income eligibility limit may not exceed 200% of poverty. It is estimated that 23 individuals would be eligible for the program each year. This bill sunsets on June 30, 2003.

3. State fiscal effect detail: *For information shown under state fiscal effect in 1A, please:*

A. Revenues: *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

The source of other revenue is enhanced Federal funds at 78.91%.

B. Expenditures: *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The additional grant expenditures are based on the cost of providing Medical Assistance to 23 individuals each year during the course of the cancer treatment, plus the costs associated with the cancer treatment.

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the*

executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

The additional expenditures relating to this bill of \$544,120 for the 2001 - 2003 biennium were not included in the Executive Budget, and represent the estimated cost of providing Medical Assistance to individuals who otherwise would not be eligible for the Medicaid program.

Name:	Debra A. McDermott	Agency:	Department of Human Services
Phone Number:	328-3695	Date Prepared:	04/05/2001

FISCAL NOTE

Requested by Legislative Council
02/16/2001

REVISION

Bill/Resolution No.:

Amendment to: HB 1472

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$429,365		\$448,465
Expenditures				\$544,120	\$119,860	\$448,465
Appropriations				\$544,120	\$119,860	\$448,465

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

1999-2001 Biennium			2001-2003 Biennium			2003-2005 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

This bill would require the Department to provide Medical Assistance for women who have been screened and were found to have breast or cervical cancer and aren't covered by an insurance plan. This is in accordance with the Federal Breast and Cervical Cancer Prevention and Treatment Act of 2000. The income eligibility limit may not exceed 200% of poverty. It is estimated that 23 individuals would be eligible for the program each year.

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B. Expenditures: *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The additional grant expenditures are based on the cost of providing Medical Assistance to 23 individuals each year during the course of the cancer treatment, plus the costs associated with the cancer treatment.

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

The additional expenditures relating to this bill of \$544,120 for the 2001-2003 biennium were not included in the Executive Budget, and represent the estimated cost of providing Medical Assistance to individuals who otherwise would not be eligible for the Medicaid program.

Name:	Brenda M. Weisz	Agency:	Department of Human Services
Phone Number:	328-2397	Date Prepared:	02/16/2001

