

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 100

FINAL READING
(THIRD)

Introduced by Walz, 15.

Read first time January 07, 2021

Committee: Health and Human Services

1 A BILL FOR AN ACT relating to public health and welfare; to amend section
2 68-901, Revised Statutes Cumulative Supplement, 2020; to provide for
3 limits on provider contracts pertaining to the utilization of
4 certain billing practices under the Medical Assistance Act; to state
5 intent regarding increases to foster care reimbursement rates; to
6 harmonize provisions; to appropriate funds to aid in carrying out
7 the provisions of Legislative Bill 100, One Hundred Seventh
8 Legislature, First Session, 2021; to provide operative dates; to
9 repeal the original section; and to declare an emergency.
10 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 68-901, Revised Statutes Cumulative Supplement,
2 2020, is amended to read:

3 68-901 Sections 68-901 to 68-9,100 and section 2 of this act shall
4 be known and may be cited as the Medical Assistance Act.

5 Sec. 2. (1) For purposes of this section, multiple procedure
6 payment reduction policy means a policy used in the federal medicare
7 program under Title XVIII of the federal Social Security Act for
8 outpatient rehabilitation service codes where full payment is made for
9 the unit or procedure with the highest rate and subsequent units and
10 procedures are paid at a reduction of the published rates when more than
11 one unit procedure is provided to the same patient on the same day.

12 (2) A multiple procedure payment reduction policy shall not be
13 implemented under the Medical Assistance Act as it applies to therapy
14 services provided by physical therapy, occupational therapy, or speech-
15 language pathology.

16 Sec. 3. It is the intent of the Legislature that beginning July 1,
17 2021, the Division of Children and Family Services of the Department of
18 Health and Human Services shall implement a two-percent increase to
19 foster care reimbursement rates for fiscal year 2021-22 and beginning
20 July 1, 2022, the division shall implement a two-percent increase to
21 foster care reimbursement rates for fiscal year 2022-23.

22 Sec. 4. There is hereby appropriated (1) \$840,108 from the General
23 Fund and \$44,216 from federal funds for FY2021-22 and (2) \$1,697,019 from
24 the General Fund and \$89,317 from federal funds for FY2022-23 to the
25 Department of Health and Human Services, for Program 354, to aid in
26 carrying out the provisions of Legislative Bill 100, One Hundred Seventh
27 Legislature, First Session, 2021.

28 No expenditures for permanent and temporary salaries and per diems
29 for state employees shall be made from funds appropriated in this
30 section.

31 Sec. 5. Sections 1, 2, and 6 of this act become operative three

1 calendar months after the adjournment of this legislative session. The
2 other sections of this act become operative on their effective date.

3 Sec. 6. Original section 68-901, Revised Statutes Cumulative
4 Supplement, 2020, is repealed.

5 Sec. 7. Since an emergency exists, this act takes effect when
6 passed and approved according to law.