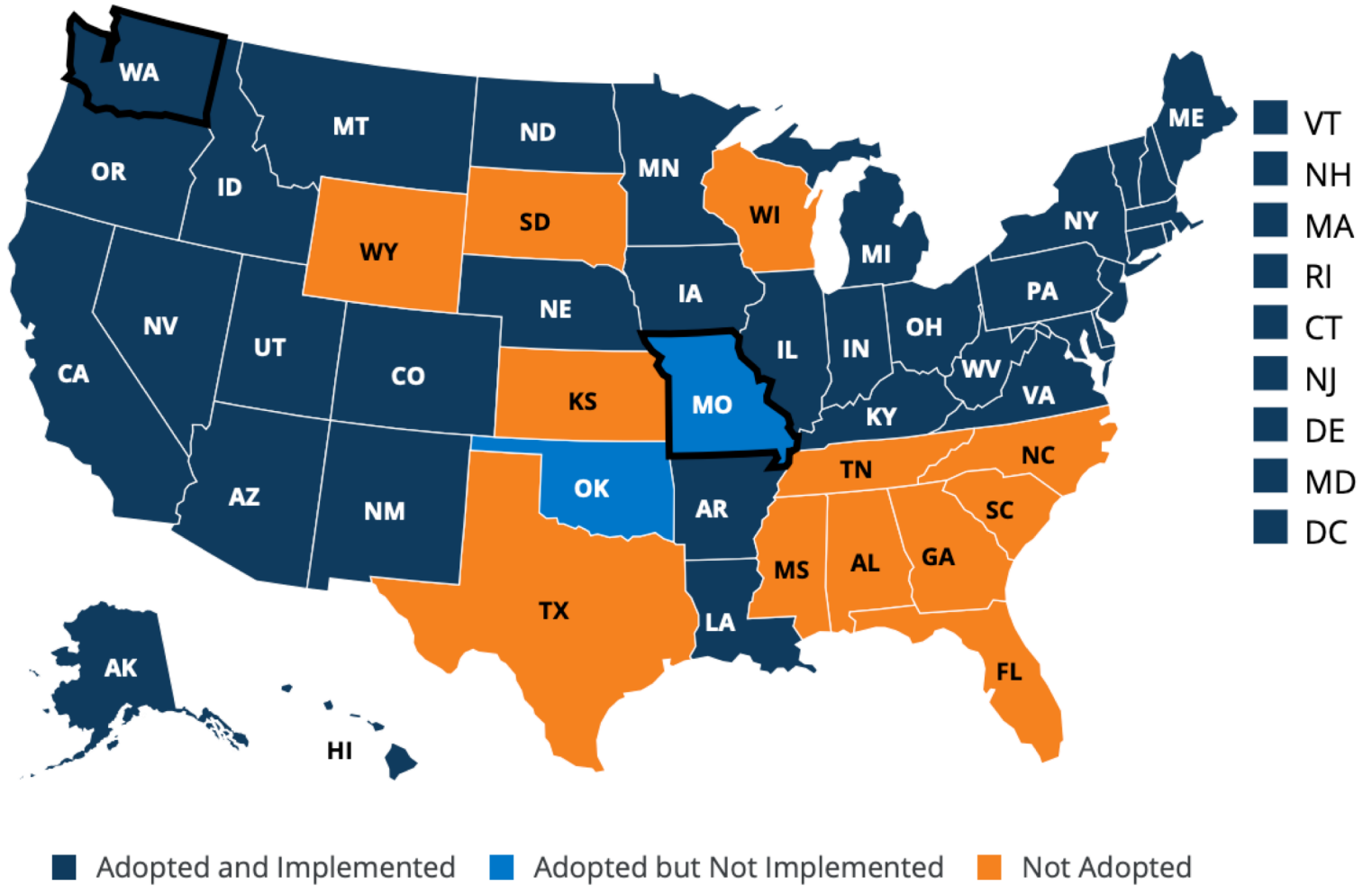


Emerging from the Pandemic: Medicaid's Role

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Status of State Action on the Medicaid Expansion Decision



Medicaid Expansion

- Missouri
 - Litigating a constitutional right to Medicaid expansion
- Developments in Washington
 - American Recovery Plan Act (March 2021)
 - New Medicaid Expansion signing bonus
 - A federal fallback?

Constitutional Right to Medicaid

Missouri Constitution, Article IV, section 36(c)

- Provides coverage for those 19-64 with incomes up to 138% of FPL as set forth in the ACA
- Effective July 1, 2021
- Ballot initiative **Amendment 2** passed August 2020

Constitutional Right to Medicaid

Caselaw & Litigation

- **Doyle v Tidball**, Case No.: 21AC-CC00186 (Circuit Court of Cole County), final judgment June 23, 2021)
- **Planned Parenthood v Dept. of Social Services**, 602 S.W.3d 201 (Mo. 2020)
- **Cady v Ashcroft**, 606 S.W.3d 659 (Mo App, June 8, 2020)

Medicaid Expansion: Federal Fix

- Financial inducements aren't working
- How about creating a federal fallback?
 - Medicaid benefits, cost sharing protections, etc.,
 - Federally administered rather than state
 - Needs Congressional action
- What might a federal Medicaid expansion fall back look like?

Federal Medicaid Expansion Fall Back

- Local option
- Marketplace plan buy-in
- Medicaid-only public option
- Medicare Part E