

IN THE HOUSE OF REPRESENTATIVES

HOUSE JOINT MEMORIAL NO. 7

BY HEALTH AND WELFARE COMMITTEE

A JOINT MEMORIAL

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2 TO THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CON-  
3 GRESS ASSEMBLED, TO THE CONGRESSIONAL DELEGATION REPRESENTING THE  
4 STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES, TO THE SECRETARY  
5 OR ACTING SECRETARY OF THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN  
6 SERVICES, AND TO THE PRESIDENT OF THE UNITED STATES.

7 We, your Memorialists, the House of Representatives and the Senate of  
8 the State of Idaho assembled in the First Regular Session of the Sixty-eighth  
9 Idaho Legislature, do hereby respectfully represent that:

10 WHEREAS, the people of the State of Idaho approved a ballot measure to  
11 expand eligibility for participation in the Medicaid program in the general  
12 election of 2018; and

13 WHEREAS, the members of the Sixty-fifth Idaho Legislature working in  
14 the 2019 session to enact the will of the people in the most effective and  
15 cost effective manner, did approve four qualifying restrictions on the ex-  
16 pansion of Medicaid, known as Chapter 318, Laws of 2019; and

17 WHEREAS, the Sixty-fifth Idaho Legislature recognized that the re-  
18 strictions on family planning, alcohol and drug treatment, work or edu-  
19 cational requirements, and rules preferring that newly eligible Medicaid  
20 recipients first apply for public assistance through the state's insurance  
21 exchange would all require approval of the federal government to implement,  
22 and the Legislature did direct the Idaho Department of Health and Welfare to  
23 prepare and submit formal waiver requests to the Centers for Medicare and  
24 Medicaid Services (CMS) for approval; and

25 WHEREAS, the Idaho Department of Health and Welfare did prepare and sub-  
26 mit excellent documentation and explanation for each of the specific waiver  
27 applications to CMS by the fall of 2019; and

28 WHEREAS, the State of Idaho has yet to receive a formal response on any  
29 of these waiver requests from the federal government, in clear violation of  
30 the spirit of the 10th Amendment to the United States Constitution.

31 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Ses-  
32 sion of the Sixty-eighth Idaho Legislature, the House of Representatives and  
33 the Senate concurring therein, that the Legislature reaffirms its commit-  
34 ment and approval of the policies detailed in Chapter 318, Laws of 2019, as to  
35 how best to operate the state's Medicaid program.

36 BE IT FURTHER RESOLVED that the Idaho Legislature hereby respectfully  
37 calls upon the United States Department of Health and Human Services to re-  
38 view and expeditiously approve the still-pending waiver submissions made by  
39 the State of Idaho in 2019.

40 BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representa-  
41 tives be, and she is hereby authorized and directed to forward a copy of this  
42 Memorial to the President of the Senate and the Speaker of the House of Rep-  
43 resentatives of Congress, to the congressional delegation representing the

1 State of Idaho in the Congress of the United States, to the Secretary or Act-  
2 ing Secretary of the United States Department of Health and Human Services,  
3 and to the President of the United States.