



**Omnibus Act Overview: Legislative Budget Commission
January 6, 2023**

Agenda

Christine Osterlund, Deputy Chief Operations Officer

- Federal Participation Changes
 - Current law
 - Changes due to Omnibus Act
- Continuous Eligibility Requirements
 - Omnibus Act Changes to Timeline
 - Medicaid enrollment

Omnibus Act Impact on Federal Medical Assistance Percentage (FMAP)

- FMAP Rate
 - During PHE, Kansas received temporary increase to FMAP rate of 6.2 percent
 - Federal Fiscal Year 2023 base FMAP rate is **59.76%**
 - Federal Fiscal Year 2023 Temporary increased FMAP rate is **65.96%**
 - Prior to Omnibus Act, the temporary increased Federal Participation Rate would have ended at the end of the quarter in which the PHE ended
 - If PHE ended on January 11, 2023 then temporary increase to FMAP would have ended on March 31, 2023
- Omnibus Act Changes to enhanced FMAP
 - Temporary increase in FMAP will occur in a phase-down approach over calendar year 2023:
 - Quarter 1 rate will be current 6.2% temporary increase
 - Quarter 2 rate will be 5% temporary increase
 - Quarter 3 rate will be 2.5% temporary increase
 - Quarter 4 will be 1.5% temporary increase
- Fiscal impacts to KDHE budget are now being reviewed

Redetermination Timeline

- Current Law ties the annual redeterminations to end of the PHE
 - The federally-declared PHE was set to expire on January 11, 2023.
 - 60-day advance notice of PHE end was not issued to states on November 12, 2022
 - States were planning that PHE was set to be extended again by CMS
 - CMS extension could be for any time period up to 90 days
- Omnibus Act delinks the start of the annual redeterminations from the end of the PHE
 - Kansas can begin processing annual redeterminations in April 2023
 - Redeterminations can begin regardless of status of PHE designation
 - Kansas will have 12 months to initiate all redeterminations for those enrolled in Medicaid and CHIP as of April 1, 2023
 - Centers for Medicare and Medicaid Services (CMS) will issue additional guidance on Omnibus Act and will provide clarity if any previous guidance will be modified
 - Anticipate CMS guidance will come next week

PHE Impact to Medicaid Enrollment

- Under current law, during PHE, Kansas Medicaid may not terminate Medicaid eligibility unless (1) the beneficiary moves away from Kansas; (2) the beneficiary dies; or (3) the beneficiary asks to terminate coverage. This means the number of Kansans receiving Medicaid benefits has increased significantly since March 2020:
 - In February 2020, **405,716** individuals were enrolled in Kansas medical assistance programs.
 - As of November 1, 2022, **530,482** individuals were enrolled in Kansas medical assistance programs.

Thank You/Questions

