



September 15, 2020

Hon. Steve Barnett  
Secretary of State  
500 E Capitol Avenue  
Pierre, SD 57501

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SEP 15 2020  
S.D. SEC. OF STATE

Dear Secretary Barnett,

The Legislative Research Council received an **initiated amendment to the South Dakota Constitution** to expand Medicaid eligibility to any person over age 18 and under age 65 based on eligibility requirements and income methodology set in federal law. The initiated measure requires a fiscal note because it was determined that it may have an impact on revenues, expenditures, or fiscal liability of the state or its agencies and subdivisions. SDCL 2-9-30 requires the fiscal note be no longer than fifty words. The fiscal note examines the fiscal impacts associated with the state providing Medicaid benefits to eligible individuals.

Enclosed is a copy of the initiated amendment to the South Dakota Constitution, in final form, that was submitted to this office. In accordance with SDCL 2-9-31, I hereby submit the Legislative Research Council's fiscal note with respect to this initiated amendment.

Sincerely,

A handwritten signature in blue ink that reads "Reed Holwegner". The signature is written in a cursive, flowing style.

Reed Holwegner  
Director

Enclosures

Cc: Rick Weiland

SOUTH DAKOTA LEGISLATIVE RESEARCH COUNCIL

FISCAL NOTE

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INITIATED CONSTITUTIONAL AMENDMENT

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AN INITIATED AMENDMENT TO THE SOUTH DAKOTA CONSTITUTION EXPANDING  
MEDICAID ELIGIBILITY.

Based on eligibility requirements and income methodology set in federal law as of September 2020, the proposed expansion of Medicaid benefits could result in an additional 42,500 eligible individuals. The total annual estimated cost of Medicaid expansion is \$301,800,000 with the state's share of that cost being up to \$20,800,000.

Approved: Reed Holmgren Date: September 15, 2020

Director, Legislative Research Council

Filed this 15<sup>th</sup> day of  
September 2020  
Steve Barnett  
SECRETARY OF STATE

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BE IT ENACTED BY THE PEOPLE OF SOUTH DAKOTA:

That Article XXI of the Constitution of the State of South Dakota be amended by adding a NEW SECTION to read:

§ 10 The State of South Dakota shall provide Medicaid benefits to any person over age 18 and under age 65 whose income is 133% of the federal poverty level or less as provided by federal law and who meets other nonfinancial eligibility requirements of the federal Medicaid law. The State of South Dakota may not impose on any such person any greater or additional burdens or restrictions on eligibility, enrollment, or benefits than on any other group eligible for medical assistance.

Within 90 days of voter approval of this section, the State of South Dakota shall submit a state plan amendment and all other necessary documents, and take all additional steps necessary to seek required approvals from the Centers for Medicare and Medicaid Services to include such persons as a coverage group in South Dakota's Medicaid program.

The Legislature shall provide by law any provisions necessary to implement this section.