

1 **MEDICAID RESOURCE STANDARDS AND**
2 **METHODOLOGIES**

3 2006 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: David L. Hogue**

6 Senate Sponsor: _____

8 **LONG TITLE**

9 **General Description:**

10 This bill limits the standards and methodologies that may be used by the Department of
11 Health to determine Medicaid eligibility for certain children ages 6 through 19.

12 **Highlighted Provisions:**

13 This bill:

14 ▶ provides that beginning July 1, 2006, the Department of Health may not exceed
15 specified resource limits or count the value of a household's primary vehicle when
16 determining Medicaid eligibility for certain children ages 6 through 19 with family
17 incomes not exceeding 100% of the federal poverty guideline.

18 **Monies Appropriated in this Bill:**

19 This bill appropriates:

20 ▶ as an ongoing appropriation subject to future budget constraints, \$990,900 from the
21 General Fund for fiscal year 2006-07 to the Department of Health.

22 **Other Special Clauses:**

23 This bill takes effect on July 1, 2006.

24 **Utah Code Sections Affected:**

25 ENACTS:

26 **26-18-3.2**, Utah Code Annotated 1953



28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section **26-18-3.2** is enacted to read:

30 **26-18-3.2. Medicaid resource standards and methodologies.**

31 (1) As used in this section, "child" means a person at least six years of age and not
32 more than 19 years of age:

33 (a) who is eligible for Medicaid under 42 U.S.C. 1396a(a)(10)(A)(i)(VII) due to his
34 status as a child described in 42 U.S.C. 1396a(1)(1)(D):

35 (b) whose family income does not exceed 100% of the federal poverty guideline; and

36 (c) who is not otherwise eligible for the program, including as a:

37 (i) member of a household eligible for Medicaid;

38 (ii) person who is blind; or

39 (iii) person who is disabled.

40 (2) For purposes of determining Medicaid eligibility for a child, the department:

41 (a) may not establish a resource standard less than the sum of:

42 (i) \$6,000; and

43 (ii) the product of:

44 (A) the number of persons in the household minus one; and

45 (B) \$50; and

46 (b) may not use a resource methodology that counts the value of a household's primary
47 vehicle.

48 Section 2. **Appropriation.**

49 As an ongoing appropriation subject to future budget constraints, there is appropriated
50 from the General Fund for fiscal year 2006-07, \$990,900 to the Department of Health to fund
51 the requirements of this bill which impose limits on the resource standards and methodologies
52 used to determine Medicaid eligibility.

53 Section 3. **Effective date.**

54 This bill takes effect on July 1, 2006.

Legislative Review Note

as of 12-19-05 9:19 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

State Impact

The bill appropriates \$990,900 ongoing General Fund to the Department of Health for FY 2007. These funds could be matched with \$3,438,100 Federal Funds.

	<u>FY 2007</u> <u>Approp.</u>	<u>FY 2008</u> <u>Approp.</u>	<u>FY 2007</u> <u>Revenue</u>	<u>FY 2008</u> <u>Revenue</u>
General Fund	\$990,900	\$990,900	\$0	\$0
Federal Funds	\$3,438,100	\$3,438,100	\$3,438,100	\$3,438,100
TOTAL	\$4,429,000	\$4,429,000	\$3,438,100	\$3,438,100

Individual and Business Impact

The provisions of this bill could provide financial support to pay for medical and dental services of qualifying youth ages six through nineteen. The amount of benefit will vary depending on the age and needs of the child.

Office of the Legislative Fiscal Analyst