

1 LEGAL IMMIGRANT CHILDREN HEALTH

2 CARE AMENDMENTS

3 2009 GENERAL SESSION

4 STATE OF UTAH

5 Chief Sponsor: Kory M. Holdaway

6 Senate Sponsor: Luz Robles

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8 LONG TITLE

9 General Description:

10 This bill amends the Medical Assistance Act and the Utah Children's Health Insurance  
11 Act to provide Medicaid coverage and health insurance coverage to a legal immigrant  
12 child, regardless of the length of time that the child has been in the United States.

13 Highlighted Provisions:

14 This bill:

15 ▶ exercises the option to remove the five-year residency requirement for a legal  
16 immigrant child to be eligible for coverage under Medicaid or the Utah Children's  
17 Health Insurance Program; and

18 ▶ directs the Department of Health to amend the state Medicaid plan ~~H→~~ [to provide  
19 Medicaid coverage, and] and the Utah Children's Health insurance Program to provide ←H

19a coverage ~~H→~~ [under the Utah Children's Health Insurance

20 Program,] ←H to an eligible legal immigrant child, regardless of the length of time that  
21 the child has been in the United States.

22 Monies Appropriated in this Bill:

23 None

24 Other Special Clauses:

25 None

26 Utah Code Sections Affected:

27 ENACTS:



28 26-18-3.3, Utah Code Annotated 1953  
29 26-40-115, Utah Code Annotated 1953



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

32 Section 1. Section 26-18-3.3 is enacted to read:

33 **26-18-3.3. Coverage for legal immigrant children.**

34 In accordance with the provisions of the federal Children's Health Insurance Program

35 Reauthorization Act of 2009, Public Law 111-3, and all other applicable requirements of

36 federal law and rule, the department shall ~~H~~→ [amend the state Medicaid plan to] ←~~H~~ provide

36a coverage

37 under the Medicaid program to a client who is:

38 (1) a child; and

39 (2) a legal immigrant to the United States, regardless of the length of time that the

40 person described in Subsection (1) has been in the United States.

41 Section 2. Section 26-40-115 is enacted to read:

42 **26-40-115. Coverage for legal immigrant pregnant women and children.**

43 In accordance with the provisions of the federal Children's Health Insurance Program

44 Reauthorization Act of 2009, Public Law 111-3, and all other applicable requirements of

45 federal law and rule, the department shall ~~H~~→ [amend the state Medicaid plan to] ←~~H~~ provide

45a coverage

46 under the program to a person who is:

47 (1) an eligible child; and

48 (2) a legal immigrant to the United States, regardless of the length of time that the

49 person described in Subsection (1) has been in the United States.

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**Legislative Review Note**  
as of 2-19-09 12:55 PM

**Office of Legislative Research and General Counsel**

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**H.B. 171 - Legal Immigrant Children Health Care Amendments**

**Revised  
Fiscal Note**

2009 General Session  
State of Utah

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**State Impact**

This Legislation requires a one-time appropriation of \$5,000 General Fund and \$5,000 Federal Funds (\$10,000 total) in FY 2009 to the Department of Workforce Services and \$45,600 General Fund and \$170,000 Federal Funds (\$215,600 total) to the Department of Health. Additionally, this Legislation requires an ongoing appropriation beginning in FY 2010 of \$26,500 General Fund and \$48,800 Federal Funds (\$75,300 total) to the Department of Workforce Services for 1.25 FTEs. Also this Legislation requires an ongoing appropriation beginning in FY 2010 of \$365,100 General Fund and \$1,359,900 Federal Funds (\$1,725,000 total) to the Department of Health. Medicaid's emergency medical spending may be reduced.

	<u>2009</u> <u>Approp.</u>	<u>2010</u> <u>Approp.</u>	<u>2011</u> <u>Approp.</u>	<u>2009</u> <u>Revenue</u>	<u>2010</u> <u>Revenue</u>	<u>2011</u> <u>Revenue</u>
General Fund	\$0	\$391,600	\$391,600	\$0	\$0	\$0
General Fund, One-Time	\$50,600	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$175,000	\$1,408,700	\$1,408,700	\$0	\$0	\$0
<b>Total</b>	<b>\$225,600</b>	<b>\$1,800,300</b>	<b>\$1,800,300</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for businesses or local governments. Some children will benefit through Medicaid and Children's Health Insurance Program spending.