

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

7

LONG TITLE

8 **General Description:**

9
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 to provide
- 19 Medicaid coverage, and coverage under the Utah Children's Health Insurance
- 20 Program, 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 amend the state Medicaid plan to provide 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 amend the state Medicaid plan to provide 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.

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

Office of Legislative Research and General Counsel

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

**Revised
Fiscal Note**

2009 General Session
State of Utah

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
Total	\$225,600	\$1,800,300	\$1,800,300	\$0	\$0	\$0

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.