

1 **HEALTH AMENDMENTS FOR LEGAL**
2 **IMMIGRANT CHILDREN**

3 2010 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Luz Robles**

6 House Sponsor: _____

7
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 and the Utah
19 Children's Health Insurance Program to provide coverage to an eligible legal
20 immigrant child, regardless of the length of time that the child has been in the
21 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, Pub. L. No. 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, Pub. L. No. 111-3, and all other applicable requirements of
45 federal law and rule, the department shall provide coverage under the program to a person who
46 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 9-28-09 10:16 AM

Office of Legislative Research and General Counsel

S.B. 44 - Health Amendments for Legal Immigrant Children

Fiscal Note

2010 General Session

State of Utah

State Impact

This Legislation requires an FY 2010 one-time appropriation of \$1,000 General Fund plus \$1,000 Federal Funds to the Department of Workforce Services and \$47,100 General Fund plus \$8,000 American Recovery and Reinvestment Act plus \$167,400 Federal Funds (\$222,500 total) to the Department of Health. It requires an ongoing appropriation beginning in FY 2011 of \$26,500 General Fund plus \$48,800 Federal Funds (\$75,300 total) to the Department of Workforce Services and \$442,100 General Fund plus \$1,337,900 Federal Funds (\$1,780,000 total) to the Department of Health. The FY 2011 General Fund appropriation to the Department of Health is temporarily offset by a \$32,200 from the American Recovery and Reinvestment Act. Medicaid's emergency medical spending may be reduced.

	<u>FY 2010</u> <u>Approp.</u>	<u>FY 2011</u> <u>Approp.</u>	<u>FY 2012</u> <u>Approp.</u>	<u>FY 2010</u> <u>Revenue</u>	<u>FY 2011</u> <u>Revenue</u>	<u>FY 2012</u> <u>Revenue</u>
General Fund	\$0	\$468,600	\$468,600	\$0	\$0	\$0
General Fund, One-Time	\$48,100	(\$32,200)	\$0	\$0	\$0	\$0
Federal Funds	\$168,400	\$1,386,700	\$1,386,700	\$0	\$0	\$0
Other	\$8,000	\$32,200	\$0	\$0	\$0	\$0
Total	\$224,500	\$1,855,300	\$1,855,300	\$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 individuals may benefit from Medicaid and Children's Health Insurance Program spending.