

2SHB 1201 - S COMM AMD

By Committee on Ways & Means

ADOPTED AS AMENDED 04/05/2007

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 74.09.510 and 2001 2nd sp.s. c 15 s 3 and 2001 1st  
4 sp.s. c 4 s 1 are each reenacted and amended to read as follows:

5 Medical assistance may be provided in accordance with eligibility  
6 requirements established by the department, as defined in the social  
7 security Title XIX state plan for mandatory categorically needy persons  
8 and:

9 (1) Individuals who would be eligible for cash assistance except  
10 for their institutional status;

11 (2) Individuals who are under twenty-one years of age, who would be  
12 eligible for medicaid, but do not qualify as dependent children and who  
13 are in (a) foster care, (b) subsidized adoption, (c) a nursing facility  
14 or an intermediate care facility for ((the)) persons who are mentally  
15 retarded, or (d) inpatient psychiatric facilities;

16 (3) ((the)) Individuals who:

17 (a) Are under twenty-one years of age;

18 (b) Were in foster care in the state of Washington on or after the  
19 effective date of this act; and

20 (c) Were in foster care in the state of Washington on their  
21 eighteenth birthday;

22 (4) Persons who are aged, blind, ((and)) or disabled who: (a)  
23 Receive only a state supplement, or (b) would not be eligible for cash  
24 assistance if they were not institutionalized;

25 ((+4)) (5) Categorically eligible individuals who meet the income  
26 and resource requirements of the cash assistance programs;

27 ((+5)) (6) Individuals who are enrolled in managed health care  
28 systems, who have otherwise lost eligibility for medical assistance,  
29 but who have not completed a current six-month enrollment in a managed

1 health care system, and who are eligible for federal financial  
2 participation under Title XIX of the social security act;

3 ~~((+6))~~ (7) Children and pregnant women allowed by federal statute  
4 for whom funding is appropriated;

5 ~~((+7))~~ (8) Working individuals with disabilities authorized under  
6 section 1902(a)(10)(A)(ii) of the social security act for whom funding  
7 is appropriated;

8 ~~((+8))~~ (9) Other individuals eligible for medical services under  
9 RCW 74.09.035 and 74.09.700 for whom federal financial participation is  
10 available under Title XIX of the social security act;

11 ~~((+9))~~ (10) Persons allowed by section 1931 of the social security  
12 act for whom funding is appropriated; and

13 ~~((+10))~~ (11) Women who: (a) Are under sixty-five years of age;  
14 (b) have been screened for breast and cervical cancer under the  
15 national breast and cervical cancer early detection program  
16 administered by the department of health or tribal entity and have been  
17 identified as needing treatment for breast or cervical cancer; and (c)  
18 are not otherwise covered by health insurance. Medical assistance  
19 provided under this subsection is limited to the period during which  
20 the woman requires treatment for breast or cervical cancer, and is  
21 subject to any conditions or limitations specified in the omnibus  
22 appropriations act.

23 **Sec. 2.** RCW 74.09.530 and 2000 c 218 s 2 are each amended to read  
24 as follows:

25 (1) The amount and nature of medical assistance and the  
26 determination of eligibility of recipients for medical assistance shall  
27 be the responsibility of the department of social and health services.  
28 The department shall establish reasonable standards of assistance and  
29 resource and income exemptions which shall be consistent with the  
30 provisions of the Social Security Act and with the regulations of the  
31 secretary of health, education and welfare for determining eligibility  
32 of individuals for medical assistance and the extent of such assistance  
33 to the extent that funds are available from the state and federal  
34 government. The department shall not consider resources in determining  
35 continuing eligibility for recipients eligible under section 1931 of  
36 the social security act.

1       (2) Individuals eligible for medical assistance under RCW  
2 74.09.510(3) shall be transitioned into coverage under that subsection  
3 immediately upon their termination from coverage under RCW  
4 74.09.510(2)(a). The department shall use income eligibility standards  
5 and eligibility determinations applicable to children placed in foster  
6 care. The department, in consultation with the health care authority,  
7 shall provide information regarding basic health plan enrollment and  
8 shall offer assistance with the application and enrollment process to  
9 individuals covered under RCW 74.09.510(3) who are approaching their  
10 twenty-first birthday.

11       NEW SECTION. Sec. 3. If any part of this act is found to be in  
12 conflict with federal requirements that are a prescribed condition to  
13 the allocation of federal funds to the state, the conflicting part of  
14 this act is inoperative solely to the extent of the conflict and with  
15 respect to the agencies directly affected, and this finding does not  
16 affect the operation of the remainder of this act in its application to  
17 the agencies concerned. Rules adopted under this act must meet federal  
18 requirements that are a necessary condition to the receipt of federal  
19 funds by the state."

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20       On page 1, line 2 of the title, after "eighteen;" strike the  
21 remainder of the title and insert "amending RCW 74.09.530; reenacting  
22 and amending RCW 74.09.510; and creating a new section."

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