

SENATE BILL NO. 298—COMMITTEE ON
HUMAN RESOURCES AND EDUCATION

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON
PERSONS WITH DISABILITIES)

MARCH 24, 2005

Referred to Committee on Human Resources and Education

SUMMARY—Authorizes Director of Department of Human Resources under certain circumstances to take certain actions to facilitate enrollment of certain persons in Medicaid. (BDR 38-692)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to welfare programs; authorizing the Director of the Department of Human Resources under certain circumstances to take certain actions to facilitate the enrollment of certain persons in Medicaid; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 422 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, if the State of Nevada uses the same eligibility rules for determining eligibility for Medicaid as the Social Security Administration uses for determining eligibility for the Supplemental Security Income Program, the Director may:

(a) Enter into an agreement with the Commissioner of Social Security pursuant to 42 U.S.C. § 1383c for the Commissioner of Social Security to determine eligibility for Medicaid at the same



1 *time that the Commissioner of Social Security determines*
2 *eligibility for the Supplemental Security Income Program; or*

3 *(b) Automatically enroll in Medicaid persons whom the Social*
4 *Security Administration determines are eligible for the*
5 *Supplemental Security Income Program. Before enrolling such a*
6 *person in Medicaid, the Director shall cause a notice to be sent to*
7 *the person to confirm or deny whether the person wishes to be*
8 *enrolled in Medicaid and to provide any other information deemed*
9 *necessary by the Director.*

10 *2. The Director shall not enter into an agreement with the*
11 *Commissioner of Social Security or automatically enroll persons*
12 *in Medicaid pursuant to subsection 1 unless the Director and the*
13 *Interim Finance Committee have determined that sufficient funds*
14 *are available in this State for that purpose.*

15 **Sec. 2.** NRS 422.240 is hereby amended to read as follows:

16 422.240 1. Money to carry out the provisions of NRS
17 422.001 to 422.410, inclusive, *and section 1 of this act*, and
18 422.580, including, without limitation, any federal money allotted to
19 the State of Nevada pursuant to the program to provide Temporary
20 Assistance for Needy Families and the Program for Child Care and
21 Development, must, except as otherwise provided in NRS 422.3755
22 to 422.379, inclusive, and 439.630, be provided by appropriation by
23 the Legislature from the State General Fund.

24 2. Disbursements for the purposes of NRS 422.001 to 422.410,
25 inclusive, *and section 1 of this act*, and 422.580 must, except as
26 otherwise provided in NRS 422.3755 to 422.379, inclusive, and
27 439.630, be made upon claims duly filed and allowed in the same
28 manner as other money in the State Treasury is disbursed.

29 **Sec. 3.** This act becomes effective on July 1, 2005.

