

SENATE BILL NO. 532—COMMITTEE ON
HUMAN RESOURCES AND EDUCATION

MARCH 26, 2007

Referred to Committee on Human Resources and Education

SUMMARY—Makes various changes relating to public welfare.
(BDR 38-1359)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Contains Appropriation not included
in Executive Budget.

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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 public welfare; providing for the presumptive eligibility for Medicaid of certain applicants for assistance under the Supplemental Security Income Program; eliminating the county contribution to a certain program approved by a waiver for the State Plan for Medicaid; restoring former provisions concerning the use of money in the Supplemental Account for Medical Assistance to Indigent Persons; making appropriations; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, persons with disabilities who receive assistance pursuant to the Supplemental Security Income Program are eligible for Medicaid coverage as well. **Section 1** of this bill requires the Director of the Department of Health and Human Services to include in the State Plan for Medicaid a program to provide a preliminary determination about the eligibility of such applicants for the Supplemental Security Income Program and to provide Medicaid coverage if the preliminary determination is that they are eligible.

Existing law requires the Director to apply for a Medicaid waiver pursuant to the Health Insurance Flexibility and Accountability demonstration initiative. (NRS 422.2726) **Section 2** of this bill deletes one of the purposes for which the waiver is sought. (NRS 422.2727)

Sections 3 and 4 of this bill remove the funding mechanism created for county financial support of the waiver, and restore the former provisions concerning the use of money in the Supplemental Account for Medical Assistance to Indigent Persons created pursuant to NRS 428.305. **Section 5** of this bill makes appropriations to support the program established pursuant to **section 1** for



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17 providing presumptive eligibility for Medicaid to certain persons and to replace the
18 county funding for the Medicaid waiver.

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

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

3 **1. The Director shall include in the State Plan for Medicaid:**

4 **(a) A program for making a preliminary determination about**
5 **whether an applicant is eligible for assistance pursuant to the**
6 **Supplemental Security Income Program; and**

7 **(b) A requirement that a person for whom a preliminary**
8 **determination has been made that the person is eligible for**
9 **assistance from the Supplemental Security Income Program is**
10 **eligible for Medicaid.**

11 **2. If a person is made eligible for Medicaid pursuant to**
12 **subsection 1, he remains eligible if there is a final determination**
13 **that he is eligible for the Supplemental Security Income Program.**
14 **If it is determined that he is not eligible for the Supplemental**
15 **Security Income Program, he is no longer eligible for Medicaid.**

16 **3. A person who is determined not eligible for the**
17 **Supplemental Security Income Program must not be required to**
18 **reimburse Medicaid for any expenses incurred by Medicaid in**
19 **providing coverage to the person pending that determination.**

20 **Sec. 2.** NRS 422.2727 is hereby amended to read as follows:

21 422.2727 The Director shall include in the application for the
22 Medicaid waiver pursuant to NRS 422.2726, to the extent
23 authorized by federal law, that the waiver is to:

24 1. Provide coverage for medical services to pregnant women
25 who have household incomes that are more than 133 percent of the
26 federally designated level signifying poverty but not more than 185
27 percent of the federally designated level signifying poverty.

28 2. Provide a monthly subsidy of up to \$100 toward a policy of
29 insurance purchased by an employee or the spouse of an employee:

30 (a) Who works for an employer that employs at least 2 but not
31 more than 50 employees;

32 (b) Whose household income is less than 200 percent of the
33 federally designated level signifying poverty; and

34 (c) Who is otherwise ineligible for Medicaid.

35 ~~13. Provide coverage for hospital care to persons who have low~~
36 ~~incomes, are otherwise ineligible for Medicaid and who have a~~
37 ~~catastrophic illness or injury which results in unpaid charges for~~
38 ~~hospital care. As used in this subsection, "hospital care" has the~~
39 ~~meaning ascribed to it in NRS 428.155.]~~



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Sec. 3. NRS 422.2729 is hereby amended to read as follows:

422.2729 To fund a program established pursuant to NRS 422.2728, the Director shall use:

1. ~~{The money transferred pursuant to subsection 2 of NRS 428.305;~~

~~—2.}~~ Any money provided by appropriation by the Legislature for that purpose; and

~~{3.}~~ 2. Any federal money allotted to the State of Nevada for that purpose.

Sec. 4. Section 17 of chapter 412, Statutes of Nevada 2005, at page 1677, is hereby amended to read as follows:

Sec. 17. 1. This section and sections 1 to 6, inclusive, and 16 of this act become effective on July 1, 2005.

2. Sections 7 to 15, inclusive, of this act become effective on July 1, 2005, and expire by limitation on July 1, 2007 . ~~{, if the waiver applied for by the Director of the Department of Human Resources pursuant to section 2 of this act is not approved by the Federal Government.}~~

Sec. 5. 1. There is hereby appropriated from the State General Fund to the Department of Health and Human Services for the support of the program established pursuant to section 1 of this act:

For the Fiscal Year 2007-2008.....\$711,000

For the Fiscal Year 2008-2009.....\$9,683,000

2. There is hereby appropriated from the State General Fund to the Department of Health and Human Services for the support of the program established pursuant to NRS 422.2728:

For the Fiscal Year 2007-2008.....\$3,156,133

For the Fiscal Year 2008-2009.....\$3,938,372

3. Any balance of the sums appropriated by subsections 1 and 2 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 19, 2008, and September 18, 2009, respectively, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 19, 2008, and September 18, 2009, respectively.

Sec. 6. 1. This section and section 4 of this act become effective upon passage and approval.



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1 2. Sections 1, 2, 3 and 5 of this act become effective on July 1,
2 2007.

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