

House Bill 2404

Sponsored by Representative KOTEK

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Department of Human Services to take steps to maximize enrollment of children in state medical assistance program. Requires minimum 12-month period of enrollment and automatic reenrollment for persons under 19 years of age who are eligible for specified program of medical assistance.

Provides that minimum enrollment and automatic reenrollment provisions become operative on July 1, 2009, or date department implements provisions with federal participation under Medicaid, whichever is later.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to state medical assistance; creating new provisions; amending ORS 414.047; and declaring
3 an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. The Department of Human Services shall take steps necessary to maximize**
6 **the number of eligible children enrolled in the state medical assistance program, including**
7 **but not limited to all of the following:**

8 (1) **The department shall use forms and adopt policies and procedures designed to**
9 **streamline and simplify the application process for the state medical assistance program. In**
10 **developing forms, policies and procedures, the department shall consult with persons not**
11 **employed by the department who have experience in serving vulnerable and hard-to-reach**
12 **populations.**

13 (2) **The department shall assist individuals and families in applying for, enrolling in and**
14 **maintaining enrollment in the state medical assistance program.**

15 (3) **The department shall facilitate outreach and enrollment efforts to connect uninsured,**
16 **eligible adults and children with all available publicly funded health programs, including but**
17 **not limited to the Family Health Insurance Assistance Program established under ORS**
18 **735.720 to 735.740.**

19 **SECTION 2. ORS 414.047 is amended to read:**

20 414.047. (1) Application for any category of aid shall also constitute application for medical as-
21 sistance.

22 (2) Except as [*otherwise*] provided in this section, each person requesting medical assistance
23 shall [*make application therefor*] **apply** to the Department of Human Services. The department shall
24 determine **the person's** eligibility for **assistance** and fix the date on which [*such*] **the** assistance
25 [*may begin,*] **begins** and shall obtain [*such*] other information required by [*the rules of*] **rules**
26 **adopted by** the department.

27 (3) If [*an applicant*] **a person** is unable to make application for medical assistance, an applica-
28 tion may be made by someone acting responsibly for [*the applicant*] **that person**.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 **(4)(a) The department shall adopt rules establishing a minimum 12-month period of en-**
2 **rollment for persons described in 42 U.S.C. 1396a (l)(1)(C) or (D) who are determined eligible**
3 **for medical assistance.**

4 **(b) The department shall reenroll a person immediately following the initial 12-month**
5 **period of enrollment for successive 12-month periods of enrollment as long as the person**
6 **meets the description in 42 U.S.C. 1396a (l)(1)(C) or (D) and is eligible for medical assistance**
7 **on the date of reenrollment.**

8 **(c) The department may not require a new application as a condition of reenrollment**
9 **under paragraph (b) of this subsection and must determine the person's eligibility for medical**
10 **assistance using information and sources available to the department or documentation**
11 **readily available to the person.**

12 **SECTION 3. The Department of Human Services shall take any actions before the oper-**
13 **ative date specified in section 4 of this 2009 Act, including requesting any necessary federal**
14 **approval, that will enable the department to implement, on the operative date specified in**
15 **section 4 of this 2009 Act, the amendments to ORS 414.047 by section 2 of this 2009 Act.**

16 **SECTION 4. Except as provided in section 3 of this 2009 Act, the amendments to ORS**
17 **414.047 by section 2 of this 2009 Act become operative on the later of July 1, 2009, or the date**
18 **that the Department of Human Services may implement the amendments with federal fi-**
19 **nancial participation under Medicaid.**

20 **SECTION 5. This 2009 Act being necessary for the immediate preservation of the public**
21 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**
22 **on its passage.**