

House Bill 3194

Sponsored by Representative ESQUIVEL

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**.

Requires that medical assistance be provided to individuals who qualify for Social Security disability benefits but do not receive Medicare coverage due to five-month waiting period for Social Security disability benefits or 24-month waiting period for Medicare. Requires Oregon Health Authority to seek federal approval to implement.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to medical assistance for adults eligible for Social Security disability benefits; creating new
3 provisions; amending ORS 414.706 and 414.707; and declaring an emergency.

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

5 **SECTION 1.** ORS 414.706 is amended to read:

6 414.706. [*The Legislative Assembly shall approve and fund health services*] **Medical assistance**
7 **shall be provided** to the following persons:

8 (1) Persons who are categorically needy as described in ORS 414.025 (2)(o) and (p);

9 (2) Pregnant women with incomes no more than 185 percent of the federal poverty guidelines;

10 (3) Persons under 19 years of age with incomes no more than 200 percent of the federal poverty
11 guidelines;

12 (4) Persons described in ORS 414.708; [*and*]

13 (5) Persons 19 years of age or older with incomes no more than 100 percent of the federal pov-
14 erty guidelines who do not have [*federal*] Medicare coverage; **and**

15 **(6) Persons 19 years of age or older who qualify for Social Security disability benefits and**
16 **do not have Medicare coverage due to the waiting period for Social Security disability bene-**
17 **fits imposed by 42 U.S.C. 423(a) or the waiting period for Medicare imposed by 42 U.S.C.**
18 **426(b).**

19 **SECTION 2.** ORS 414.707 is amended to read:

20 414.707. (1) Persons described in ORS 414.706 (1), (2), (3), [*and*] (5) **and (6)** are eligible to receive
21 all the health services approved and funded by the Legislative Assembly.

22 (2) Persons described in ORS 414.708 are eligible to receive the health services described in ORS
23 414.705 (1)(c), (f) and (g).

24 **SECTION 3. No later than 45 days after the effective date of this 2011 Act, the Oregon**
25 **Health Authority shall seek any federal approval that is necessary to implement the**
26 **amendments to ORS 414.706 and 414.707 by sections 1 and 2 of this 2011 Act.**

27 **SECTION 4. The amendments to ORS 414.706 and 414.707 by sections 1 and 2 of this 2011**
28 **Act become operative on January 2, 2012.**

29 **SECTION 5. This 2011 Act being necessary for the immediate preservation of the public**
30 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**

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 **on its passage.**

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