

Senate Bill 659

Sponsored by COMMITTEE ON HUMAN SERVICES AND EARLY CHILDHOOD

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 minor child be considered resident in determining eligibility for home and community-based care if child lives at least six weeks each year with parent residing in this state.

A BILL FOR AN ACT

Relating to community-based care for children; amending ORS 414.428 and 414.706.

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

SECTION 1. ORS 414.706 is amended to read:

414.706. (1) Within available funds and subject to the rules of the Oregon Health Authority, medical assistance shall be provided to an individual who is a resident of this state and who:

[(1)] (a) Is receiving a category of aid;

[(2)] (b) Would be eligible for a category of aid but is not receiving a category of aid;

[(3)] (c) Is required by federal law to be included in the state's medical assistance program in order for that program to qualify for federal funds; and

[(4)] (d) Is not described in **paragraph (c) of this subsection** [(3) of this section] but for whom federal funding is available under Title XIX or XXI of the Social Security Act.

(2) A minor child who lives at least six weeks each year with a parent who is a resident of this state shall be considered to be a resident in determining eligibility for home and community-based care while the child is living with the resident parent.

SECTION 2. ORS 414.428 is amended to read:

414.428. (1) An individual who is eligible for or receiving medical assistance, as defined in ORS 414.025, pursuant to a demonstration project under section 1115 of the Social Security Act and who is an American Indian and Alaskan Native beneficiary shall receive the same package of health services as individuals described in ORS 414.706 [(1), (2) and (3)] **(1)(a), (b) and (c)** if:

(a) The Oregon Health Authority receives 100 percent federal medical assistance percentage for payments made by the authority for the package of health services provided; or

(b) The authority receives funding from the Indian tribes for which federal financial participation is available.

(2) As used in this section, "American Indian and Alaskan Native beneficiary" has the meaning given that term in ORS 414.631.

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.