

HOUSE BILL NO. 731

2/08 Introduced
2/08 Referred to Human Services & Aging
2/08 fiscal Note Requested
2/13 Fiscal Note Received
2/18 Hearing
2/19 Adverse Committee Report
2/19 Objection to Adverse Committee Report
2/21 2nd Reading Pass
2/21 Rereferred to Appropriations
3/14 Hearing
Died in Committee

HOUSE BILL NO. 731

INTRODUCED BY

Hamilton, Keenan, Merohan, McLeod, Kaden, Leitz, Jovin, Hart, Marko, Beau, Dulay, O'Connell, Pistoris, Christensen, Ed, Krehbiel, Jackson

A BILL FOR AN ACT ENTITLED "AN ACT PROHIBITING THE REQUIREMENT OF ANY PAYMENT OR COPAYMENT BY A MEDICAID RECIPIENT AS A CONDITION OF BEING GRANTED MEDICAL ASSISTANCE; AMENDING SECTION 53-6-131, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 53-6-131, MCA, is amended to read:

"53-6-131. Eligibility requirements. (1) Medical assistance may be granted to a person who resides in the state of Montana, including a resident temporarily absent from the state, and who meets the requirements of one or more of the following categories:

(a) he receives all or part of his income from federally funded supplemental security income assistance or aid to dependent children;

(b) upon application, he would be eligible for financial assistance under any one of the federally aided programs referred to above;

(c) he would be entitled to financial assistance under one of the federally aided categories except that he does not meet the durational residence requirements or relative responsibility requirements of any of the public assistance

programs above enumerated;

(d) he is in a medical institution and if he were no longer in such institution he would be eligible for financial assistance under one of the above programs;

(e) he is under 21 years of age and meets the conditions of eligibility in the state's plan for aid to dependent children, other than with respect to school attendance;

(f) he is under 21 years of age and in foster care under the supervision of the state;

(g) he has income less than 133 1/3% of the amounts specified as maximum income levels for federally aided categories of assistance;

(h) he is under 21 years of age and medically needy, as defined by the department of social and rehabilitation services; or

(i) he is under 21 years of age, was in foster care under the supervision of the state, and has been adopted as a "hard-to-place" child.

(2) The department of social and rehabilitation services may by rule establish more restrictive property ownership eligibility criteria than required by federal law for federally aided categories of public assistance.

(3) The department may not require the payment or copayment of any sum of money by a person otherwise eligible



1 under this part as a condition of granting medical
2 assistance to such person."

3 NEW SECTION. Section 2. Extension of authority. Any
4 existing authority of the department of social and
5 rehabilitation services to make rules on the subject of the
6 provisions of this act is extended to the provisions of this
7 act.

-End-

STATE OF MONTANA

REQUEST NO. FNN 374-85

FISCAL NOTE

Form BD-15

In compliance with a written request received February 8 19 85, there is hereby submitted a Fiscal Note for H.B. 731 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA). Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LAW:

House Bill 731 prohibits the Department of Social and Rehabilitation Services from requiring "any payment or copayment by a Medicaid recipient as a condition of being granted Medical assistance".

ASSUMPTIONS:

1. Annualized cost savings due to current Medicaid copayments requirement for FY84 was \$529,650.
2. "Medicaid-Other" Expenditures in FY86 and FY87 are projected to increase by 15.4% and 20.0% over FY84 expenditures.
3. Does not include "Payments" made by nursing home residents (SSI, retirement, etc.), Medicare or other third party payors (see Technical Note).
4. Does not estimate cost savings due to decreased utilization of Medicaid services.

FISCAL IMPACT:

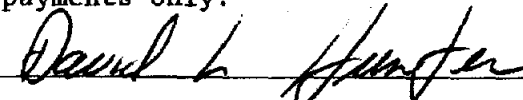
This proposal would increase expenditures as follows:

	<u>FY86</u>	<u>FY87</u>	<u>Biennium</u>
General Fund	\$ 208,480	\$ 213,400	\$ 422,180
Federal Funds	402,720	421,500	824,620
TOTAL	\$ 611,200	\$ 635,600	\$1,246,800

This does not include potential increased costs that might occur due to increased utilization of health care services.

TECHNICAL NOTE:

Paragraph (i)(3) of Section 1 states "The department may not require the payment or copayment of any sum of money...", prohibiting any payment by a Medicaid recipient would greatly increase the cost of nursing home services as many recipients now pay a portion of the cost. It could also have the effect of eliminating the Medically Needy Program. The cost estimate shown above is limited to elimination of copayments only.


 BUDGET DIRECTOR
 Office of Budget and Program Planning

Date: Feb 12, 1985
 HB 731

COMM. ON HUMAN SERVICES AND AGING RECOMMEND DO NOT PASS OBJECTION RAISED TO ADVERSE COMMITTEE REPORT

HOUSE BILL NO. 731

INTRODUCED BY

Handwritten signatures: Hamilton, Korman, Menoher, McElmud, O'Connell, Kados, Leitz, Garcia, Hartman, Nettek, Beau, Duler, Pistoria, Christensen, Ed, Fickel, Jackson, Waffay, Lynch, James, McGuire, Cole

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4 existing authority of the department of social and
5 rehabilitation services to make rules on the subject of the
6 provisions of this act is extended to the provisions of this
7 act.

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INTRODUCED BY

Hamilton Kuma, Menohan McInnis, Kados, Lutz, Gavin Hartman, Marko Beau, Jule, O'Connell, Pistoria, Christopher Eck, Fickel, Jackson

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