

1 **HEALTH AMENDMENTS FOR LEGAL IMMIGRANT**

2 **CHILDREN**

3 2011 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Luz Robles**

6 House Sponsor: _____

8 **LONG TITLE**

9 **General Description:**

10 This bill amends the Medical Assistance Act and the Utah Children's Health Insurance
11 Act to provide Medicaid coverage and health insurance coverage to a legal immigrant
12 child, regardless of the length of time that the child has been in the United States.

13 **Highlighted Provisions:**

14 This bill:

- 15 ▶ exercises the option to remove the five-year residency requirement for a legal
16 immigrant child to be eligible for coverage under Medicaid or the Utah Children's
17 Health Insurance Program; and
- 18 ▶ directs the Department of Health to amend the state Medicaid plan and the Utah
19 Children's Health Insurance Program to provide coverage to an eligible legal
20 immigrant child, regardless of the length of time that the child has been in the
21 United States.

22 **Money Appropriated in this Bill:**

23 None

24 **Other Special Clauses:**

25 This bill takes effect on July 1, 2013.

26 **Utah Code Sections Affected:**

27 ENACTS:



28 26-18-3.3, Utah Code Annotated 1953
29 26-40-115, Utah Code Annotated 1953



31 *Be it enacted by the Legislature of the state of Utah:*

32 Section 1. Section 26-18-3.3 is enacted to read:

33 **26-18-3.3. Coverage for legal immigrant children.**

34 In accordance with the provisions of the federal Children's Health Insurance Program
35 Reauthorization Act of 2009, Pub. L. No. 111-3, and all other applicable requirements of
36 federal law and rule, the department shall amend the state Medicaid plan to provide coverage
37 under the Medicaid program to a client who is:

- 38 (1) an eligible child; and
- 39 (2) a legal immigrant to the United States, regardless of the length of time that the child
40 described in Subsection (1) has been in the United States.

41 Section 2. Section 26-40-115 is enacted to read:

42 **26-40-115. Coverage for legal immigrant children.**

43 In accordance with the provisions of the federal Children's Health Insurance Program
44 Reauthorization Act of 2009, Pub. L. No. 111-3, and all other applicable requirements of
45 federal law and rule, the department shall provide coverage under the program to a person who
46 is:

- 47 (1) an eligible child; and
- 48 (2) a legal immigrant to the United States, regardless of the length of time that the child
49 described in Subsection (1) has been in the United States.

50 Section 3. **Effective date.**

51 This bill takes effect on July 1, 2013.

Legislative Review Note
as of 12-8-10 8:15 AM

Office of Legislative Research and General Counsel

FISCAL NOTE

S.B. 41

SHORT TITLE: Health Amendments for Legal Immigrant Children

SPONSOR: Robles, L.

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Beginning in FY 2014, this Legislation will cost the Department of Workforce Services \$26,600 ongoing from the General Fund for 1.25 FTEs and the Department of Health \$444,500 ongoing from the General Fund to pay for Medicaid and CHIP services. Beginning in FY 2014 the State will receive \$1,384,200 federal matching funds for the \$471,100 spent from the General Fund.

STATE BUDGET DETAIL TABLE

	FY 2011	FY 2012	FY 2013
Revenue	\$0	\$0	\$0
Expenditure:			
General Fund	\$0	\$471,100	\$471,100
General Fund, One-Time	\$0	(\$471,100)	(\$471,100)
Total Expenditure	\$0	\$0	\$0
Net Impact, All Funds (Rev.-Exp.)	\$0	\$0	\$0
Net Impact, General/Education Funds	\$0	\$0	\$0

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for local governments.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.