

**WORKING DRAFT**

HOUSE BILL NO. \_\_\_\_\_

Medicaid emergency cases.

Sponsored by: Select Committee on Developmental Programs

A BILL

for

1 AN ACT relating to the Wyoming Medical Assistance and  
2 Services Act; providing for provision of emergency home and  
3 community based waiver services under the Medicaid program;  
4 granting rulemaking authority; providing an appropriation;  
5 and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 42-4-120 by creating a new subsection

10 (f) is amended to read:

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12 **42-4-120. Contracts for waiver services; authority of**  
13 **department; emergency case services.**

14

1       (f) The department, not later than October 1, 2007,  
2 shall promulgate rules under which an emergency waiver case  
3 shall be determined to exist with respect to eligibility  
4 for federal home and community based waiver services under  
5 this act. Upon a finding by the department that an  
6 emergency exists under this subsection, the department in  
7 accordance with its rules and regulations shall make  
8 necessary expenditures for the recipient from the emergency  
9 contingency account established for that purpose.  
10 Expenditures from the emergency contingency account shall  
11 be limited to those services necessary to provide  
12 authorized waiver services in response to the emergency  
13 situation until the emergency no longer exists or  
14 eligibility under this act can be determined and any  
15 necessary services provided from non-emergency funding  
16 sources.

17  
18       **Section 2.** (a) For the purposes of this act, there is  
19 appropriated to the department of health for the period  
20 commencing July 1, 2007 and ending June 30, 2008:

21  
22               (i) Four hundred seventy two-thousand eight  
23 hundred dollars (\$472,800.00) from the general fund; and  
24

1           (ii) Five hundred twenty seven thousand two  
2 hundred dollars (\$527,200.00) in federal funds.

3

4           (b) Funds appropriated under this section shall be  
5 used only for the purposes of this act, shall not be  
6 transferred or expended for any other purpose and shall not  
7 be expended until the adoption of final rules as provided  
8 in section 1 of this act. Any unexpended, unobligated  
9 funds remaining from this appropriation on June 30, 2008  
10 shall revert to the budget reserve account.

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12           **Section 3.** This act is effective July 1, 2007.

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14

**(END)**