

HOUSE BILL NO. HB0244

Medicaid-work requirements and expansion.

Sponsored by: Representative(s) Schwartz, Roscoe and Zwonitzer and Senator(s) Kost and Rothfuss

A BILL

for

1 AN ACT relating to medical assistance; requiring the  
2 department of health to enter into negotiations with the  
3 federal government to expand Medicaid; authorizing the  
4 department of health to seek work requirements and certain  
5 mental health services as part of an expansion of Medicaid;  
6 requiring specified notice relating to expansion activities;  
7 repealing expansion authority under certain circumstances;  
8 and providing for an effective date.

9

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

11

12 **Section 1.**

13

14 (a) The director of the department of health, with the  
15 consent of the governor, shall enter into negotiations with

1 the United States department of health and human services  
2 regarding amendments to the state Medicaid plan to expand  
3 eligibility to one hundred thirty-three percent (133%) of the  
4 federal poverty level, plus any applicable income disregard,  
5 as authorized by 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII).

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7 (b) The negotiation under subsection (a) of this  
8 section may include the following:

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10 (i) A community engagement requirement consisting  
11 of work, education, training or volunteer obligations, with  
12 specified exceptions, as a condition of eligibility or  
13 continuing eligibility for Medicaid;

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15 (ii) A tailored mental health and substance abuse  
16 program under Medicaid to address the unique needs of Wyoming,  
17 which may include a waiver under 42 U.S.C. § 1315.

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19 (c) Consistent with subsections (a) and (b) of this  
20 section, the director of the department of health, with the  
21 consent of the governor, is authorized to execute any  
22 necessary and prudent state plan amendments or other  
23 agreements necessary to carry out expansion under subsection

1 (a) of this section. Prior to carrying out any amendments or  
2 agreements, the director shall provide written notice to the  
3 speaker of the house of representatives and the president of  
4 the senate. The director also shall provide a report to the  
5 joint labor, health and social services interim committee and  
6 the joint appropriations committee detailing the reasons for  
7 any proposed expansion, the means by which any proposed  
8 expansion may be approved, any necessary funding and the  
9 reasons that any expansion is viable and fiscally  
10 advantageous for Wyoming.

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12 (d) This section is repealed and administration of any  
13 expansion or waiver entered into under this section shall  
14 terminate upon written notification by the governor to the  
15 secretary of state regarding the occurrence of any of the  
16 following:

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18 (i) If 42 U.S.C. § 1396d(y) is amended and the  
19 federal medical assistance percentage is less than ninety  
20 percent (90%) for recipients of Medicaid under this section;

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22 (ii) If a repeal of 42 U.S.C. §§  
23 1396a(a)(10)(A)(i)(VIII) or 1396d(y) is enacted into law;

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2           (iii) If a federal court, by final judgment not  
3 subject to appeal, determines that 42 U.S.C. § 1396d(y) or 42  
4 U.S.C. § 1396a(a)(10)(A)(i)(VIII) is unconstitutional.

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6           **Section 2.** This act is effective immediately upon  
7 completion of all acts necessary for a bill to become law as  
8 provided by Article 4, Section 8 of the Wyoming Constitution.

9

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(END)