

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO.

Medicaid expansion-authorization.

Sponsored by: HDraft Committee

A BILL

for

1 AN ACT relating to Medicaid; requiring collaboration
2 concerning the expansion of Medicaid eligibility;
3 authorizing the expansion of Medicaid eligibility as
4 specified; requiring reports and notice as specified;
5 providing a sunset provision; and providing for an
6 effective date.

7

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

9

10 **Section 1.**

11

12 (a) As directed by the governor, the insurance
13 commissioner of this state and the director of the

1 department of health shall collaborate together and work
2 with the centers for medicare and medicaid services of the
3 United States department of health to explore options for
4 the expansion of medicaid eligibility as authorized by the
5 Patient Protection and Affordable Care Act, P.L. 111-148 or
6 any other federal law that replaces that act before the
7 repeal of this section.

8

9 (b) If the collaboration required by subsection (a)
10 of this section reveals viable and fiscally advantageous
11 options as determined by the governor for the expansion of
12 Medicaid eligibility in Wyoming, the governor by and
13 through the department of health is authorized to pursue
14 any medicaid plan amendments or other waivers that are
15 necessary and prudent for the expansion.

16

17 (c) Before making application to expand Medicaid
18 eligibility pursuant to subsection (b) of this section, the
19 governor shall provide notice to the legislature in
20 writing. The governor also shall provide a report to the
21 joint labor, health and social services interim committee
22 and the joint appropriations committee detailing the
23 reasons for the expansion, the means for having the

1 expansion approved, whether any funding for the expansion
 2 will be necessary and the reasons that the expansion is
 3 viable and fiscally advantageous for Wyoming. The notice
 4 and reports shall be submitted to the legislature in
 5 sufficient time to allow the legislature adequate notice to
 6 call a special session for consideration of the expansion
 7 before the effective date of any obligations binding on the
 8 state. No further expansion of eligibility for Medicaid
 9 shall occur without prior approval from the legislature.

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11 (d) This section is repealed effective January 1,
 12 2022.

13

14 **Section 2.** 2013 Wyoming Session Laws, Chapter 116,
 15 Section 5 is repealed.

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STAFF COMMENT

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20 For the purpose of clarity, Chapter 116 of the 2013
 21 Wyoming Session Laws created the Select Committee on
 22 Health Benefit Exchanges with a sunset date for the
 23 Select Committee of December 31, 2014. The Select
 24 Committee was tasked with studying the operation of an
 25 Affordable Insurance Exchange in the state under the
 26 Patient Protection and Affordable Care Act. Relevant
 27 to this draft bill, Section 5 of this chapter
 28 prohibited any further expansion of eligibility for
 29 Medicaid without prior approval from the legislature.

1 While repealing this provision may not be necessary,
 2 doing so helps to clarify the legislature's intent, by
 3 putting the legislative approval requirement in
 4 statute. The Committee may wish to consider whether
 5 Medicaid expansion should be permitted simply through
 6 an affirmative action of the executive branch or
 7 whether legislative approval should be required, as
 8 this bill draft currently contemplates.

9
 10 *****
 11

12 Section 3. This act is effective immediately upon
 13 completion of all acts necessary for a bill to become law
 14 as provided by Article 4, Section 8 of the Wyoming
 15 Constitution.

16

17 (END)