
SUBSTITUTE HOUSE BILL 3026

State of Washington

55th Legislature

1998 Regular Session

By House Committee on Health Care (originally sponsored by Representatives Dyer and Cooke)

Read first time 02/03/98. Referred to Committee on .

1 AN ACT Relating to creating the children's health initiative
2 program; and adding a new section to chapter 74.09 RCW.

3 NEW SECTION. **Sec. 1.** A new section is added to chapter 74.09 RCW
4 to read as follows:

5 (1) It is the intent of the legislature to create the children's
6 health insurance program, the benefits of which are not an entitlement,
7 to provide health care to children who do not have access to medical
8 assistance and are not insured at the time of enrollment. However, if
9 Washington state is not permitted, by January 1, 1999, to expend funds
10 authorized by the state children's health insurance program, P.L. 105-
11 33, Subtitle J, Title XXI of the federal social security act for
12 medicaid coverage of optionally categorically needy children with
13 household income less than two hundred percent of the federal poverty
14 level not presently enrolled in medical assistance, the children's
15 health insurance program shall be terminated on January 1, 1999, and
16 children's medicaid coverage shall be limited to needy children with
17 household income less than two hundred percent of the federal poverty
18 level as currently provided pursuant to this chapter.

19 (2) "Children's health insurance program" means the program
20 established in compliance with P.L. 105-33, Subtitle J, the state

1 children's health insurance program under Title XXI of the federal
2 social security act for health care coverage of children: (a) Who are
3 under the age of nineteen; (b) who are not insured; (c) whose gross
4 family income at the time of enrollment exceeds two hundred percent,
5 but does not exceed two hundred fifty percent, of the federal poverty
6 level as adjusted for family size and determined annually by the
7 federal department of health and human services; and (d) who chooses to
8 obtain basic health care coverage in return for periodic payments.

9 (3) The department shall design the children's health insurance
10 program with benefit structures that comply with P.L. 105-33, Subtitle
11 J, the state children's health insurance program under Title XXI of the
12 federal social security act. The primary mechanism for financing and
13 delivery of health care through the program shall be through contracts
14 with managed health care systems as provided in RCW 74.09.522.

15 (4) The department shall: Accept applications from individuals, on
16 behalf of their dependent children, for enrollment in the children's
17 health insurance program; establish appropriate minimum-enrollment
18 periods, as may be necessary; and determine, upon application and on a
19 reasonable schedule defined by the department, or at the request of any
20 enrollee, eligibility due to current gross family income. No
21 assistance may be paid with respect to any children's health insurance
22 enrollee whose current gross family income is less than two hundred
23 percent or greater than two hundred fifty percent of the federal
24 poverty level or, subject to this chapter, who is a recipient of
25 medical assistance under this chapter. If, as a result of an
26 eligibility review, the department determines that a children's health
27 insurance enrollee's gross family income is greater than two hundred
28 fifty percent of the federal poverty level and that the enrollee
29 knowingly failed to inform the plan of such increase in income, the
30 department may bill the enrollee for the assistance paid on the
31 enrollee's behalf during the period of time that the enrollee's gross
32 family income was greater than two hundred fifty percent of the federal
33 poverty level.

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