

CERTIFICATION OF ENROLLMENT

**SECOND SUBSTITUTE HOUSE BILL 1201**

Chapter 315, Laws of 2007

60th Legislature  
2007 Regular Session

FOSTER CARE YOUTH--MEDICAID COVERAGE

EFFECTIVE DATE: 07/22/07

Passed by the House April 14, 2007  
Yeas 93 Nays 1

FRANK CHOPP

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**Speaker of the House of Representatives**

Passed by the Senate April 5, 2007  
Yeas 47 Nays 0

BRAD OWEN

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**President of the Senate**

Approved May 4, 2007, 3:16 p.m.

CHRISTINE GREGOIRE

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**Governor of the State of Washington**

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE HOUSE BILL 1201** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

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**Chief Clerk**

FILED

May 7, 2007

**Secretary of State  
State of Washington**

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SECOND SUBSTITUTE HOUSE BILL 1201

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AS AMENDED BY THE SENATE

Passed Legislature - 2007 Regular Session

State of Washington                      60th Legislature                      2007 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives Roberts, Kagi, Haler, P. Sullivan, Walsh, Pettigrew, Darneille, Santos, McCoy, Ormsby, Wood, Dickerson, Clibborn, Schual-Berke, Simpson, Lantz, Hasegawa, Kenney, Pedersen and Seaquist)

READ FIRST TIME 02/26/07.

1            AN ACT Relating to extending medicaid coverage for foster care  
2 youth who reach age eighteen; amending RCW 74.09.530; reenacting and  
3 amending RCW 74.09.510; and creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            **Sec. 1.** RCW 74.09.510 and 2001 2nd sp.s. c 15 s 3 and 2001 1st  
6 sp.s. c 4 s 1 are each reenacted and amended to read as follows:

7            Medical assistance may be provided in accordance with eligibility  
8 requirements established by the department, as defined in the social  
9 security Title XIX state plan for mandatory categorically needy persons  
10 and:

11            (1) Individuals who would be eligible for cash assistance except  
12 for their institutional status;

13            (2) Individuals who are under twenty-one years of age, who would be  
14 eligible for medicaid, but do not qualify as dependent children and who  
15 are in (a) foster care, (b) subsidized adoption, (c) a nursing facility  
16 or an intermediate care facility for ~~((the))~~ persons who are mentally  
17 retarded, or (d) inpatient psychiatric facilities;

18            (3) ~~((the))~~ Individuals who:

19            (a) Are under twenty-one years of age;

1 (b) On or after the effective date of this section, were in foster  
2 care under the legal responsibility of the department or a federally  
3 recognized tribe located within the state; and

4 (c) On their eighteenth birthday, were in foster care under the  
5 legal responsibility of the department or a federally recognized tribe  
6 located within the state;

7 (4) Persons who are aged, blind, ~~((and))~~ or disabled who: (a)  
8 Receive only a state supplement, or (b) would not be eligible for cash  
9 assistance if they were not institutionalized;

10 ~~((+4))~~ (5) Categorically eligible individuals who meet the income  
11 and resource requirements of the cash assistance programs;

12 ~~((+5))~~ (6) Individuals who are enrolled in managed health care  
13 systems, who have otherwise lost eligibility for medical assistance,  
14 but who have not completed a current six-month enrollment in a managed  
15 health care system, and who are eligible for federal financial  
16 participation under Title XIX of the social security act;

17 ~~((+6))~~ (7) Children and pregnant women allowed by federal statute  
18 for whom funding is appropriated;

19 ~~((+7))~~ (8) Working individuals with disabilities authorized under  
20 section 1902(a)(10)(A)(ii) of the social security act for whom funding  
21 is appropriated;

22 ~~((+8))~~ (9) Other individuals eligible for medical services under  
23 RCW 74.09.035 and 74.09.700 for whom federal financial participation is  
24 available under Title XIX of the social security act;

25 ~~((+9))~~ (10) Persons allowed by section 1931 of the social security  
26 act for whom funding is appropriated; and

27 ~~((+10))~~ (11) Women who: (a) Are under sixty-five years of age;  
28 (b) have been screened for breast and cervical cancer under the  
29 national breast and cervical cancer early detection program  
30 administered by the department of health or tribal entity and have been  
31 identified as needing treatment for breast or cervical cancer; and (c)  
32 are not otherwise covered by health insurance. Medical assistance  
33 provided under this subsection is limited to the period during which  
34 the woman requires treatment for breast or cervical cancer, and is  
35 subject to any conditions or limitations specified in the omnibus  
36 appropriations act.

1       **Sec. 2.** RCW 74.09.530 and 2000 c 218 s 2 are each amended to read  
2 as follows:

3       (1) The amount and nature of medical assistance and the  
4 determination of eligibility of recipients for medical assistance shall  
5 be the responsibility of the department of social and health services.  
6 The department shall establish reasonable standards of assistance and  
7 resource and income exemptions which shall be consistent with the  
8 provisions of the Social Security Act and with the regulations of the  
9 secretary of health, education and welfare for determining eligibility  
10 of individuals for medical assistance and the extent of such assistance  
11 to the extent that funds are available from the state and federal  
12 government. The department shall not consider resources in determining  
13 continuing eligibility for recipients eligible under section 1931 of  
14 the social security act.

15       (2) Individuals eligible for medical assistance under RCW  
16 74.09.510(3) shall be transitioned into coverage under that subsection  
17 immediately upon their termination from coverage under RCW  
18 74.09.510(2)(a). The department shall use income eligibility standards  
19 and eligibility determinations applicable to children placed in foster  
20 care. The department, in consultation with the health care authority,  
21 shall provide information regarding basic health plan enrollment and  
22 shall offer assistance with the application and enrollment process to  
23 individuals covered under RCW 74.09.510(3) who are approaching their  
24 twenty-first birthday.

25       NEW SECTION. **Sec. 3.** If any part of this act is found to be in  
26 conflict with federal requirements that are a prescribed condition to  
27 the allocation of federal funds to the state, the conflicting part of  
28 this act is inoperative solely to the extent of the conflict and with  
29 respect to the agencies directly affected, and this finding does not  
30 affect the operation of the remainder of this act in its application to  
31 the agencies concerned. Rules adopted under this act must meet federal  
32 requirements that are a necessary condition to the receipt of federal  
33 funds by the state.

Passed by the House April 14, 2007.

Passed by the Senate April 5, 2007.

Approved by the Governor May 4, 2007.

Filed in Office of Secretary of State May 7, 2007.