
SENATE BILL 6583

State of Washington

60th Legislature

2008 Regular Session

By Senators Brandland and Hargrove

Read first time 01/18/08. Referred to Committee on Human Services & Corrections.

1 AN ACT Relating to eligibility for medical assistance; and amending
2 RCW 74.09.510 and 74.09.530.

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

4 **Sec. 1.** RCW 74.09.510 and 2007 c 315 s 1 are each amended to read
5 as follows:

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

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

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

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

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

1 ~~((b))~~ (ii) On or after July 22, 2007, were in foster care under
2 the legal responsibility of the department or a federally recognized
3 tribe located within the state; and
4 ~~((e))~~ (iii) On their eighteenth birthday, were in foster care
5 under the legal responsibility of the department or a federally
6 recognized tribe located within the state;
7 ~~((4))~~ (d) Persons who are aged, blind, or disabled who: ~~((a))~~
8 (i) Receive only a state supplement, or ~~((b))~~ (ii) would not be
9 eligible for cash assistance if they were not institutionalized;
10 ~~((5))~~ (e) Categorically eligible individuals who meet the income
11 and resource requirements of the cash assistance programs;
12 ~~((6))~~ (f) 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 ~~((7))~~ (g) Children and pregnant women allowed by federal statute
18 for whom funding is appropriated;
19 ~~((8))~~ (h) 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 ~~((9))~~ (i) 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 ~~((10))~~ (j) Persons allowed by section 1931 of the social security
26 act for whom funding is appropriated; and
27 ~~((11))~~ (k) Women who: ~~((a))~~ (i) Are under sixty-five years of
28 age; ~~((b))~~ (ii) have been screened for breast and cervical cancer
29 under the 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
32 ~~((e))~~ (iii) are not otherwise covered by health insurance. Medical
33 assistance provided under this subsection (1)(k) is limited to the
34 period during which the woman requires treatment for breast or cervical
35 cancer, and is subject to any conditions or limitations specified in
36 the omnibus appropriations act.
37 (2) To the extent permitted under federal law, the department shall

1 set the categorically needy income level for adults who are sixty-five
2 years of age or older, blind, or disabled, at an amount at or above the
3 federal poverty level as adjusted annually.

4 **Sec. 2.** RCW 74.09.530 and 2007 c 315 s 2 are each amended to read
5 as follows:

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

18 (2) Individuals eligible for medical assistance under RCW
19 74.09.510(~~(+3)~~) (1)(c) shall be transitioned into coverage under that
20 subsection immediately upon their termination from coverage under RCW
21 74.09.510(~~(+2)(a)~~) (1)(b)(i). The department shall use income
22 eligibility standards and eligibility determinations applicable to
23 children placed in foster care. The department, in consultation with
24 the health care authority, shall provide information regarding basic
25 health plan enrollment and shall offer assistance with the application
26 and enrollment process to individuals covered under RCW
27 74.09.510(~~(+3)~~) (1)(c) who are approaching their twenty-first
28 birthday.

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