

SENATE BILL NO. 332—SENATORS SCHEIBLE AND LANGE

MARCH 20, 2023

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions governing Medicaid. (BDR 38-130)

FISCAL NOTE: Effect on Local Government: No. Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to Medicaid; requiring the State Plan for Medicaid to provide coverage for certain children who are under a guardianship; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the Director of the Department of Health and Human
2 Services to include in the State Plan for Medicaid a requirement that independent
3 foster care adolescents are eligible for Medicaid. (NRS 422.2717) This bill
4 additionally requires the Director to include in the State Plan for Medicaid a
5 requirement that children under guardianship whose guardians do not have health
6 coverage or who are not eligible for the health coverage of their guardians are
7 eligible for Medicaid.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. NRS 422.2717 is hereby amended to read as follows:

2 422.2717 1. The Director shall include in the State Plan for
3 Medicaid a requirement that ~~and~~:

4 (a) *An independent foster care adolescent is eligible for
5 Medicaid ~~and~~; and*

6 (b) *A child who is under a guardianship is eligible for
7 Medicaid if:*

8 (1) *The guardian of the child is not covered by any health
9 coverage or benefits; or*



1           ***(2) The child is not eligible for coverage under the health***  
2 ***coverage or benefits of his or her guardian.***

3           2. As used in this section, “independent foster care adolescent”  
4 means:

5           (a) A person described in 42 U.S.C. § 1396d(w)(1), as that  
6 section existed on July 1, 2005; or

7           (b) If the Director specifies a different category of adolescents in  
8 the manner set forth in 42 U.S.C. § 1396a(a)(10)(A)(ii)(XVII), as  
9 that section existed on July 1, 2005, a person who is within such a  
10 category.

11       **Sec. 2.** 1. This section becomes effective on passage and  
12 approval.

13       2. Section 1 of this act becomes effective:

14       (a) Upon passage and approval for the purpose of performing  
15 any preparatory administrative tasks that are necessary to carry out  
16 the provisions of this act; and

17       (b) On January 1, 2024, for all other purposes.

