

SENATE FILE NO. SF0058

Child health insurance program amendments-2.

Sponsored by: Joint Labor, Health and Social Services  
Interim Committee

A BILL

for

1 AN ACT relating to public health and safety; amending  
2 eligibility criteria under the child health insurance  
3 program to include parents or guardians as specified;  
4 providing for employer contribution to premiums as  
5 specified; providing a maximum participation limit;  
6 providing appropriations; and providing for an effective  
7 date.

8

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

10

11 **Section 1.** W.S. 35-25-111 is created to read:

12

13 **35-25-111. Participation of parents or guardians;**  
14 **employer premium contribution.**

15

16 (a) Subject to the approval of a waiver by the United

1 States secretary of health and human services and subject  
2 to available state and federal funding, parents or  
3 guardians of children enrolled in the child health  
4 insurance program or the medical assistance program may be  
5 eligible for participation in the programs under the  
6 following conditions:

7

8 (i) One (1) of the parents or guardians in the  
9 household is working at a full or part-time job;

10

11 (ii) If the parents are separated or divorced,  
12 the noncustodial parent shall not be eligible for  
13 participation in the program;

14

15 (iii) The employer of the participating parent  
16 or guardian agrees to pay for at least one-half (1/2) of  
17 the monthly premiums of the health insurance plan selected  
18 by the parent or guardian under the provisions of  
19 subsection (b) of this section. For program participants  
20 who work less than an average of thirty (30) hours per  
21 week, the department may waive this provision and collect  
22 an hourly fee from the employer.

23

24 (b) Parents or guardians may participate in the

1 program through the employer's health insurance plan or  
2 through a group plan contracted by the department for  
3 program participants under the provisions of W.S.  
4 35-25-106(a). The department shall assess the qualifying  
5 parents and guardians a participation fee. The amount of  
6 the fee may vary depending upon the level of income greater  
7 than one hundred thirty-three percent (133%) of the federal  
8 poverty level. Parents or guardians with a household  
9 income of one hundred thirty-three percent (133%) of the  
10 federal poverty level or less shall not be assessed a  
11 participation fee.

12

13 (c) If an employer of a parent or guardian refuses to  
14 participate in the program, the parent or guardian who  
15 would otherwise qualify for the program under subsection  
16 (b) of this section may participate in the program by  
17 paying the employer's share of the premium as determined  
18 pursuant to paragraph (a)(iii) of this section. The funds  
19 from the parent or guardian may come from a health savings  
20 account, a third party or another source.

21

22 (d) In the group plan offered by the department, the  
23 package of benefits available to participating parents and  
24 guardians may vary depending upon qualifying household

1 income. The plan offered by an employer is not subject to  
2 a benchmark set of benefits.

3

4 (e) If the parent or guardian is covered through an  
5 employer's group health insurance plan, the total amount of  
6 funding provided to the parent or guardian to participate  
7 in the employer's plan shall not exceed the cost that the  
8 department would pay for participation in the plan provided  
9 under W.S. 35-25-106(a), as adjusted for parents, minus the  
10 employer's contribution under paragraph (a)(iii) of this  
11 section and the employee's contribution under subsection  
12 (b) of this section.

13

14 (f) Students who are attending the University of  
15 Wyoming or a state community college shall not be  
16 disqualified pursuant to paragraph (a)(i) of this section  
17 provided they qualify under the work-study provisions of  
18 the temporary assistance to needy families program.

19

20 (g) The total enrollment of parents, guardians and  
21 students through the waiver in the child health insurance  
22 program or the medical assistance program shall not exceed  
23 three thousand seven hundred twenty (3,720) for the 2007-  
24 2008 biennium and the total enrollment for future biennia

1 shall be as determined in the applicable budget bill.

2

3       **Section 2.** Two million two hundred fifty-eight  
4 thousand nine hundred forty-seven dollars (\$2,258,947.00)  
5 in federal funds and one million one hundred thirty-one  
6 thousand nine hundred forty-six dollars (\$1,131,946.00)  
7 from the general fund are appropriated to the department of  
8 health for case service expenditures as provided in this  
9 act.       Three hundred thirty-five thousand dollars  
10 (\$335,000.00) in federal funds and one hundred sixty-five  
11 thousand dollars (\$165,000.00) from the general fund are  
12 appropriated and three (3) full-time positions are  
13 authorized to the department of health to administer the  
14 provisions of this section.

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16       **Section 3.** This act is effective July 1, 2006.

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(END)