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# A BILL FOR AN ACT

RELATING TO HEALTH.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 346-70, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           " ~~[+] §346-70 [±]~~ **Medical assistance for other pregnant**  
4 **women.** (a) The department may provide state-funded medical  
5 assistance to a pregnant woman age nineteen years of age or  
6 older whose countable family income does not exceed one hundred  
7 and eighty-five per cent of the federal poverty level for a  
8 family of applicable size, including the expected unborn  
9 children. The pregnant woman shall be:

- 10           (1) A legal immigrant who entered the United States on or  
11           after August 22, 1996; and
- 12           (2) Otherwise eligible for benefits under the State's  
13           medicaid program but is prohibited from participating  
14           in any medical assistance program under title XIX of  
15           the Social Security Act for a period of five years  
16           beginning on the date of her entry into the United  
17           States, due to restricted eligibility rules imposed by



1 title XIX of the Social Security Act and the Personal  
2 Responsibility and Work ~~[+]Opportunity[+]~~  
3 Reconciliation Act of 1996.

4 (b) Once determined eligible for medical assistance under  
5 this section, the pregnant woman shall continue to be eligible  
6 throughout her pregnancy and through the last day of the  
7 calendar month in which the sixty-day period following  
8 childbirth ends.

9 (c) Pregnant women who are ineligible for insurance  
10 coverage through their employment or med-QUEST and who receive  
11 substance abuse treatment during the sixty-day period prior to  
12 childbirth shall be eligible for substance abuse treatment, and  
13 mental health services for the treatment of their substance  
14 abuse, for not more than twelve additional months following  
15 childbirth.

16 (d) Any pregnant woman who is ineligible for medical  
17 insurance coverage through her employer or medicaid shall be  
18 eligible for medical assistance under this section for a period  
19 ending twelve months following childbirth.

20 ~~[(e)]~~ (e) Assets shall not be evaluated for eligibility  
21 purposes.



1            [~~(d)~~] (f)    The director shall adopt rules pursuant to  
2 chapter 91 to determine eligibility for medical assistance."

3            SECTION 2.    This Act does not affect rights and duties that  
4 matured, penalties that were incurred, and proceedings that were  
5 begun before its effective date.

6            SECTION 3.    Statutory material to be repealed is bracketed  
7 and stricken.    New statutory material is underscored.

8            SECTION 4.    This Act shall take effect upon its approval.



**Report Title:**

Human Services; Pregnant Women; Substance Abuse Treatment;  
Mental Health

**Description:**

Provides that certain pregnant women receiving substance abuse treatment are eligible for substance abuse treatment and mental health services for an additional twelve months following childbirth. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

