

[BUDGET(s) AFFECTED]

Section Under Consideration:

Section 300s. ADDITION TO 300 SECTIONS
(Medicaid Expansion)

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1 Page 106-after line 8 Insert:

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"[MEDICAID EXPANSION]

Section 333.

(a) If directed by the governor, the insurance commissioner of this state and the director of the department of health shall, as soon as practicable, negotiate with the centers for Medicare and Medicaid services of the United States department of health and human services to obtain a state plan amendment or other federal authorization to provide for Medicaid expansion to cover all persons described under section 1902(a)(10)(A)(i)(VIII) of the Social Security Act, 42 U.S.C. § 1396a(a)(10)(A)(i)(VIII), or any other federal law that replaces that act before the repeal of this section and subject to the requirements imposed under subsection (b) of this section.

(b) If the negotiation authorized by subsection (a) of this section reveals viable and fiscally advantageous options as determined by the governor for the expansion of Medicaid eligibility in Wyoming, the governor by and through the department of health is authorized to pursue any Medicaid plan amendments or other waivers that are necessary and prudent for the expansion. Any expansion authorized under this section shall be subject to the following requirements and restrictions:

(i) Any expansion of Medicaid under this section shall not be administered during any time period in which the increased federal medical assistance percentage, as currently provided under 42 U.S.C. § 1396d(y), is less than ninety percent (90%);

(ii) The director of the department of health may negotiate a permanent increase to the federal medical assistance

1 percentage that is no lower than the average federal medical
2 assistance percentage of neighboring states;

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4 (iii) No public funds used for the expansion of
5 Medicaid under this section shall be used in violation of W.S.
6 35-6-117;

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8 (iv) No public funds used for the expansion of Medicaid
9 under this section shall be used for chemical neutering or puberty
10 blocking drugs or surgery for the treatment of gender dysphoria.

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12 (c) To the extent necessary to pursue viable and fiscally
13 advantageous Medicaid expansion actions under this section, this
14 section shall be construed to supersede 2013 Wyoming Session Laws,
15 Chapter 116, Section 5."

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17 To the extent required by this amendment: adjust totals; and
18 renumber as necessary. CASE