

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO.

Eligibility for Medicaid-criteria.

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

A BILL

for

1 AN ACT relating to medical assistance and services;  
2 codifying current state criteria for Medicaid eligibility;  
3 specifying applicability; and providing for an effective  
4 date.

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

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8 **Section 1.** W.S. 42-4-106 by creating a new subsection

9 (e) is amended to read:

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1       42-4-106. Application for assistance; determination  
2 of eligibility; assignment of benefits; resources and  
3 income allowances defined for institutionalized spouse.

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5       (e) The following requirements shall be met before an  
6 applicant is eligible for medical assistance under this  
7 chapter:

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9       (i) An applicant shall be a citizen or national  
10 of the United States and shall provide a valid social  
11 security number and proof of identity. A pregnant woman  
12 considered to be lawfully present in the United States  
13 shall be eligible for medical assistance under this  
14 chapter;

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16       (ii) An applicant shall be a Wyoming resident or  
17 meet the criteria specified in the Wyoming Medicaid state  
18 plan. An applicant who intends to return to the applicant's  
19 home in another state or country shall not be considered a  
20 Wyoming resident;

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22       (iii) An applicant shall fulfill not less than  
23 one (1) of the following criteria:

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(A) Be determined disabled according to social security guidelines by the social security administration or the department;

(B) Be entitled to receive supplemental security income or be eligible for supplemental security income-related programs;

(C) Be entitled to receive hospice services in accordance with a voluntary election and a health care provider statement of a terminal condition where:

(I) The applicant has received hospice services or resided in a medical institution for not less than thirty (30) consecutive days; or

(II) The applicant is not a supplemental security income recipient and dies before completion of the time requirement specified in subdivision (I) of this subparagraph.

1                   (D) Be qualified for home or community  
2 based services under a Medicaid waiver pursuant to  
3 department rules;

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5                   (E) Be otherwise qualified for medical  
6 assistance pursuant to federal Medicaid regulations.

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8                   (iv) An applicant shall fulfill any other  
9 criteria required pursuant to rules of the department or  
10 federal Medicaid regulations.

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12 \*\*\*\*\*  
13 \*\*\*\*\*  
14 STAFF COMMENT  
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16 The Committee may wish to consider adding the following  
17 criteria for Medicaid eligibility to this bill draft (see  
18 attached Department of Health Medicaid eligibility rules  
19 for more information):

20  
21 -be age 65 or older.  
22 -family and child eligibility and allowable income levels.  
23 -various presumptive eligibility requirements.  
24 -categories for aged, blind and disabled eligibility.  
25 -eligibility under Medicaid's breast and cervical cancer  
26 program.  
27 -eligibility under the employed individuals with  
28 disabilities program.  
29 -eligibility under the Medicare savings programs.  
30 -eligibility under the Medicaid emergency services program.

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32 \*\*\*\*\*  
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1           **Section 2.** This act applies to applications for  
2 medical assistance submitted or renewed on or after July 1,  
3 2026.

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5       **Section 3.** This act is effective July 1, 2026.

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7 ( END )