



Jeff Youtz
Director

Legislative Services Office Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Health & Welfare Committee and the House Health & Welfare Committee
FROM: Senior Legislative Research Analyst - Ryan Bush
DATE: October 11, 2013
SUBJECT: Department of Health and Welfare

IDAPA 16.03.05 - Rules Governing Eligibility for Aid to the Aged, Blind & Disabled (AABD) (Docket No. 16-0305-1301)

IDAPA 16.03.06 - Rules Pertaining To Refugee Medical Assistance (Docket No. 16-0306-1301)

(1) 16.03.05 - Rules Governing Eligibility for Aid to the Aged, Blind & Disabled (AABD) (Docket No. 16-0305-1301)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.03.05 - Rules Governing Eligibility for Aid to the Aged, Blind and Disabled (AABD). The Department states that this rulemaking makes changes to eligibility criteria for medical assistance rules in order to comply with federal law. The Department further states that this rulemaking accomplishes the following:

- (1) Simplifies verification requirements for proof of citizenship and lawful alien status;
- (2) Updates residency requirements to reflect federal law;
- (3) Removes requirements around child support that do not meet federal requirements while retaining polices to cooperate with obtaining medical support; and
- (4) Provides updates regarding AABD cash to reflect prior changes.

The Department states that negotiated rulemaking was not conducted because these changes are being made to comply with federal law. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Section 56-202(b), Idaho Code.

(2) 16.03.06 - Rules Pertaining To Refugee Medical Assistance (Docket No. 16-0306-1301)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.03.06 - Rules Pertaining To Refugee Medical Assistance. The Department states that this rulemaking revises definitions and makes changes to eligibility determination in order to comply with federal law. Specifically, this rule eliminates consideration of an applicant's resources in determining eligibility and uses only income.

Mike Nugent, Manager
Research & Legislation

Cathy Holland-Smith, Manager
Budget & Policy Analysis

April Renfro, Manager
Legislative Audits

Glenn Harris, Manager
Information Technology

The Department states that negotiated rulemaking was not conducted because these changes are being made to comply with federal law. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Section 56-202(b), Idaho Code.

cc: Department of Health and Welfare
Tamara Prisock
Shannon Epperley