

American Legion Auxiliary
New Mexico Girls State
2016 Bill/Resolution



Committee: Health

Principal Author: Kylie Joiner

Bill No.: H31

Delegation: ALA NM Girls State 2016

Status: Failed in committee

Title of Bill: Medicaid Eligibility for Incarcerated Individuals

An Act

Medicaid eligibility for incarcerated individuals

Be It Enacted By The American Legion Auxiliary New Mexico Girls State 2016 that:

Section 1. Human Services department provide Medicaid eligibility for incarcerated individuals

A. Eligibility requirements: Consistent with the federal act, a person is eligible for public assistance grants under the Public Assistance Act if:

1. The person meets all qualifications for one of the public assistance programs authorized by the Public Assistance Act
2. The person is a resident of New Mexico

Section 2. Incarcerated Individuals – Medicaid eligibility

A. Incarceration shall not be a basis to deny or terminate eligibility for Medicaid

B. Upon release from incarceration, a formerly incarcerated individual shall remain eligible for Medicaid until the individual is determined to be ineligible for Medicaid on grounds other than incarceration

C. An incarcerated individual who was not enrolled in Medicaid upon the date that the individual became incarcerated shall be permitted to submit an application for Medicaid during the incarcerated individual's period of incarceration

D. A correctional facility shall inform the Human Services Department when as eligible individual is incarcerated and shall notify the department upon that eligible individual's release.

Section 3. This act shall become effective immediately upon its passage and approval by the American Legion Auxiliary New Mexico Girls State Governor or its otherwise becoming a law.