

# HEALTHY MONTANA KIDS PLAN

## LEGISLATOR NOTICE

The Legislative Services Division is required to offer a brief history on the subject matter of a bill draft request prior to drafting (5-4-105, MCA; [Chapter 309, Laws of 2017](#)). The history must include related legislation introduced over the last five sessions and hyperlinks to the bill, hearing information, and fiscal notes. The legislation links below open to the page showing the status and history of bills introduced on this topic in the past. The bill text and any related fiscal notes can be accessed through the link at the top of that page.

**Legislation can be complex and this history is not intended to be exhaustive. Please contact the drafter of the requested bill for more information.**

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## Background Materials and Research

### Topic Summary:

The Healthy Montana Kids Plan (HMK) was enacted November 2008 by citizen initiative I-155. The initiative administratively combined two existing health care programs for low-income children – Children’s Health Insurance Program (CHIP) and Medicaid – and expanded the programs by raising eligibility to 250% of the federal poverty level for CHIP and allowing the Department of Health and Human Services (DPHHS) to increase Medicaid eligibility for children to up to 185% of the federal poverty level. I-155 also eliminated consideration of family assets for children in determining eligibility and required DPHHS to implement presumptive eligibility for up to two months for children in households that appear to meet HMK eligibility criteria. Children who meet Medicaid eligibility are considered to be in the HMK *Plus* program and receive services allowed under Medicaid law. Children who meet CHIP eligibility requirements are considered to be in the HMK program and receive, at a minimum, the services listed in 53-4-1005, MCA.

The services and federal funding source for the different eligibility groups are shown in Figure 1. DPHHS structured the groups to maximize the use of federal CHIP grant funds since the federal contribution for the CHIP grant is higher than the federal contribution for Medicaid.

Figure 1

HMK Eligibility Group, Services, Funding, Income Levels			
HMK Group	Services	Funding	Family Income as % of Federal Poverty Level
HMK/CHIP	CHIP	CHIP	144% to 261%
HMK Plus Age 6 - 18 CHIP Funds	Medicaid	CHIP	110% to 143%
HMK Plus	Medicaid	Medicaid	
	Children Age 0 - 6		0% to 143%
	Children Age 6 – 18		0% to 109%

State matching funds are paid by the general fund and state special revenue sources including insurance tax proceeds, tobacco settlement funds, tobacco settlement trust interest, and tobacco taxes.

### Legislative Services Division Materials:

[Medicaid Expansion: Enrollment in Expansion States](#), June 18, 2018

### Other Materials:

[Legislative Fiscal Division HMK Memo](#), March 12, 2014

[SJ26 Impact of Medicaid Eligibility Expansion and Healthy Montana Kids Monitoring](#), Legislative Fiscal Division, March 7, 2012

[Healthy Montana Kids](#), DPHHHS reference page

[Children’s Health Insurance Program \(CHIP\)](#), Medicaid.gov

[Initiative 155](#), 2008

## Introduced Legislation

### 2017

[Senate Bill No. 199](#) -- Chapter Number Assigned -- AN ACT REQUIRING THE HEALTHY MONTANA KIDS PLAN TO COVER HABILITATIVE SERVICES; PROVIDING A DEFINITION; AMENDING SECTIONS 53-4-1005, 53-4-1103, AND 53-6-101, MCA; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE.

### 2013

[House Bill No. 119](#) -- (H) Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO PAY FOR TRANSPORTING THE BODY OF A DECEASED RECIPIENT OF MEDICAL ASSISTANCE TO THE PERSON'S PLACE OF RESIDENCE; PROVIDING RULEMAKING AUTHORITY; AND PROVIDING AN EFFECTIVE DATE."

### 2011

[House Bill No. 633](#) -- (H) Vetoed by Governor -- AN ACT REVISING LAWS RELATING TO THE HEALTHY MONTANA KIDS PLAN; REVISING THE ALLOCATION OF TOBACCO SETTLEMENT PROCEEDS; REVISING THE DEFINITION OF "BASE BUDGET" TO INCLUDE CERTAIN APPROPRIATIONS FOR THE HEALTHY MONTANA KIDS PLAN; REVISING PRESUMPTIVE ELIGIBILITY CRITERIA FOR THE HEALTHY MONTANA KIDS PLAN; PROVIDING RULEMAKING AUTHORITY; PROVIDING AN APPROPRIATION; AMENDING SECTIONS 17-6-606, 17-7-102, AND 53-4-1105, MCA; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE.

**2009**

[House Bill No. 157](#) -- (S) Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE HEALTHY MONTANA KIDS PLAN ACT; PROVIDING FOR EXTENDED RULEMAKING AUTHORITY; DELAYING IMPLEMENTATION OF THE ACT SUBJECT TO FEDERAL FUNDING; PROVIDING AN APPROPRIATION; AMENDING SECTIONS 53-4-1105 AND 53-4-1109, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."