

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.

Background Materials and Research

Topic Summary:

The Healthy Montana Kids Plan (HMK) was created through passage of a citizen initiative in November 2008. Initiative 155 administratively combined two existing health care programs for low-income children – the Children’s Health Insurance Program (CHIP) and Medicaid. It also raised the eligibility limit for children in the CHIP-funded portion of the program to 250% of the federal poverty level and gave the Department of Health and Human Services (DPHHS) the authority to increase Medicaid eligibility for children to up to 185% of the 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 CHIP-funded portion of HMK is funded by a federal block grant. If the costs of CHIP-funded services exceeds the amount of the block grant, DPHHS can limit enrollment or services to stay within the federally allocated amount. Conversely, the Medicaid program is not capped and children must receive all services determined to be necessary through the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) benefit.

Legislative Services Division Materials

- [Healthy Montana Kids Plan: An Overview](#), January 2018

Legislative Fiscal Division Materials:

- [Medicare, Medicaid, & Children's Health Insurance Program: Funding and Eligibility](#), Undated
- [Legislative Fiscal Division HMK Memo](#), March 12, 2014

Other Materials

- DPHHS Webpages:
 - [Medicaid and HMK Plus](#)
 - [Healthy Montana Kids](#)
- [Children's Health Insurance Program \(CHIP\)](#), Medicaid.gov
- [Initiative 155](#), 2008

Introduced Legislation

A status of "Chapter Number Assigned" means the bill was passed by the Legislature, approved by the governor, and became law.

2021

[House Bill No. 485](#) (Failed on 3rd Reading in House) -- AN ACT ESTABLISHING REPORTING REQUIREMENTS FOR PROGRAM INTEGRITY AND QUALITY MEASURES FOR THE MEDICAID AND CHILDREN'S HEALTH INSURANCE PROGRAMS.

[House Bill No. 676](#) (Tabled in House Committee) -- AN ACT GENERALLY REVISING LAWS RELATED TO THE MEDICAID AND CHILDREN'S HEALTH INSURANCE PROGRAMS; ESTABLISHING ELIGIBILITY VERIFICATION PROCEDURES AND REQUIREMENTS; PROHIBITING CONTINUOUS ELIGIBILITY FOR THE MEDICAID EXPANSION PROGRAM AND EXTENDED ELIGIBILITY FOR THE 1931 MEDICAID PROGRAM; REVISING COPAYMENT REQUIREMENTS FOR THE CHILDREN'S HEALTH INSURANCE PROGRAM; REQUIRING CONSIDERATION OF ADMINISTRATIVE EXPENSE REDUCTIONS BEFORE MAKING REDUCTIONS TO SERVICES IN MEDICAL ASSISTANCE PROGRAMS; PROVIDING DEFINITIONS; AMENDING SECTIONS 15-30-2618, 15-31-511, 53-2-215, 53-2-613, 53-4-1002, 53-4-1003, 53-4-1004, 53-4-1008, 53-4-1115, 53-6-101, 53-6-131, 53-6-133, 53-6-134, AND 53-6-1304, MCA; AMENDING SECTION 48, CHAPTER 415, LAWS OF 2019; AND PROVIDING EFFECTIVE DATES AND A CONTINGENT TERMINATION DATE.

[Senate Bill No. 380](#) (Bill Not Heard at Sponsor's Request) -- AN ACT REVISING LAWS RELATED TO BEHAVIORAL HEALTH TREATMENT SERVICES FOR YOUTH; ESTABLISHING REQUIREMENTS FOR CERTIFIED FAMILY HEALTH FACILITATORS; REQUIRING MEDICAID COVERAGE OF SERVICES PROVIDED BY CERTIFIED FAMILY HEALTH FACILITATORS; PROVIDING FOR A CERTIFICATION FEE; PROVIDING RULEMAKING AUTHORITY; AND AMENDING SECTION 53-6-101, MCA.

2019: None

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.

HEALTHY MONTANA KIDS PLAN

2015

[Senate Bill No. 366](#) (Died in House Committee) -- AN ACT REQUIRING THE CHILDREN'S HEALTH INSURANCE PROGRAM TO COVER TREATMENT OF AUTISM SPECTRUM DISORDER; AMENDING SECTION 53-4-1005, MCA; AND PROVIDING AN EFFECTIVE DATE AND A CONTINGENT TERMINATION DATE.

2013

[House Bill No. 119](#) -- (Tabled in House 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](#) -- (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](#) -- (Tabled in Senate Committee) -- 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.

Prepared By:

Sue O'Connell, Research Analyst
Office of Research and Policy Analysis
October 11, 2022