
A BILL FOR AN ACT

RELATING TO HEALTH.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 346-70, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§~~346-70~~§~~ **Medical assistance for other pregnant**
4 **women.** (a) The department may provide state-funded medical
5 assistance to a pregnant woman age nineteen years of age or
6 older whose countable family income does not exceed one hundred
7 and eighty-five per cent of the federal poverty level for a
8 family of applicable size, including the expected unborn
9 children. The pregnant woman shall be:

10 (1) A legal immigrant who entered the United States on or
11 after August 22, 1996; and

12 (2) Otherwise eligible for benefits under the State's
13 medicaid program but is prohibited from participating
14 in any medical assistance program under title XIX of
15 the Social Security Act for a period of five years
16 beginning on the date of her entry into the United
17 States, due to restricted eligibility rules imposed by



1 title XIX of the Social Security Act and the Personal
2 Responsibility and Work ~~[+]Opportunity[+]~~
3 Reconciliation Act of 1996.

4 (b) Once determined eligible for medical assistance under
5 this section, the pregnant woman shall continue to be eligible
6 throughout her pregnancy and through the last day of the
7 calendar month in which the sixty-day period following
8 childbirth ends.

9 (c) Pregnant women who are ineligible for insurance
10 coverage through their employment or med-QUEST and who receive
11 substance abuse treatment during the sixty-day period prior to
12 childbirth shall be eligible for substance abuse treatment, and
13 mental health services for the treatment of their substance
14 abuse, for not more than ten additional months following
15 childbirth, if they adhere to their substance abuse treatment
16 requirements; provided that this subsection shall be subject to
17 legislative appropriations and any necessary federal approval.

18 ~~[(e)]~~ (d) Assets shall not be evaluated for eligibility
19 purposes.

20 ~~[(d)]~~ (e) The director shall adopt rules pursuant to
21 chapter 91 to determine eligibility for medical assistance."



1 SECTION 2. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun before its effective date.

4 SECTION 3. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 4. This Act shall take effect upon its approval.

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H.B. NO. 380

Report Title:

Human Services; Pregnant Women; Substance Abuse Treatment;
Mental Health

Description:

Provides that certain pregnant women receiving substance abuse treatment are eligible for substance abuse treatment and mental health services for an additional ten months following childbirth.

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