

MAR 11 2022

SENATE CONCURRENT RESOLUTION

URGING THE DEPARTMENT OF HUMAN SERVICES TO DESIGNATE TWO FULL-
TIME EQUIVALENT EMPLOYEES TO ASSIST COMPACT OF FREE
ASSOCIATION MIGRANTS TO ENROLL IN MEDICAID.

1 WHEREAS, the United States has international treaty
2 agreements, known as the Compacts of Free Association, with
3 three island nations in the Pacific--the Republic of the
4 Marshall Islands, the Federated States of Micronesia, and the
5 Republic of Palau--collectively known as the Freely Associated
6 States; and

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8 WHEREAS, under the Compacts, the United States grants the
9 Freely Associated States funds for education, health care, and
10 infrastructure, in exchange for the exclusive right to use their
11 territories for the United States' military strategic
12 positioning in the Pacific; and

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14 WHEREAS, the Compacts provide citizens of the Freely
15 Associated States broad migration privileges to the United
16 States and its jurisdictions as "COFA migrants"; and

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18 WHEREAS, when COFA migrants enter the United States, they
19 are given a "non-immigrant" immigration status without an
20 expiration date and can therefore freely enter, exit, reside,
21 and work indefinitely in the United States and its
22 jurisdictions; and

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24 WHEREAS, COFA migrants, despite having the status of "non-
25 immigrants", share many of the difficulties faced by immigrants
26 in the United States, including access to health insurance; and

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28 WHEREAS, many COFA migrants suffer from chronic diseases
29 and health conditions related to radiation exposure from the
30 nuclear testing performed by the United States in or above the
31 Freely Associated States from 1946 to 1958; and
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1 WHEREAS, the Personal Responsibility and Work Opportunity
2 Reconciliation Act of 1996, P.L. 104-193, which reformed the
3 nation's welfare system, changed the definition of "qualified
4 non-citizens" to exclude COFA migrants, and thereby stripped
5 most adult COFA migrants of their eligibility for Medicaid
6 coverage, except for services that are necessary to treat an
7 emergency medical condition; and
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9 WHEREAS, in Hawai'i, non-Hawaiian Pacific Islanders make up
10 more than a quarter of coronavirus disease 2019 cases despite
11 comprising just four percent of the population, making health
12 insurance coverage even more essential for these residents; and
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14 WHEREAS, the Consolidated Appropriations Act, 2021, P.L.
15 116-260, restored Medicaid eligibility to COFA migrants, and as
16 of December 27, 2020, all states and the District of Columbia
17 are required to provide coverage for all Medicaid benefits,
18 including benefits under the state plan, to COFA migrants who
19 otherwise meet all of the eligibility requirements in the state
20 plan; and
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22 WHEREAS, COFA migrants may now enroll in Medicaid at any
23 time by completing an application online on the Health Insurance
24 Marketplace website or by contacting their State Medicaid
25 Agency; and
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27 WHEREAS, the State Medicaid Agency for Hawai'i is the
28 Department of Human Services' Med-Quest Division; and
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30 WHEREAS, many COFA migrants in Hawai'i, many of whom have
31 felt disadvantaged by the State's medical system, have not taken
32 the initiative to enroll in Medicaid, which can be a lengthy and
33 complicated process; now, therefore,
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35 BE IT RESOLVED by the Senate of the Thirty-first
36 Legislature of the State of Hawaii, Regular Session of 2022, the
37 House of Representatives concurring, that the Department of
38 Human Services is urged to designate two full-time equivalent
39 (2.0 FTE) employees to assist COFA migrants to enroll in
40 Medicaid, including establishing and implementing an outreach
41 program to inform the COFA community in Hawai'i of the
42 eligibility criteria and enrollment process; and



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2 BE IT FURTHER RESOLVED that a certified copy of this
3 Concurrent Resolution be transmitted to the Director of Human
4 Services.
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OFFERED BY:

DKA

