

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 32.1-351.1 of the Code of Virginia and to repeal Chapter 11*
3 *(§§ 32.1-332 through 32.1-342) of Title 32.1 of the Code of Virginia, relating to the Virginia*
4 *Indigent Health Care Trust Fund.*

5 [S 1448]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**8 **1. That § 32.1-351.1 of the Code of Virginia is amended and reenacted as follows:**

9 § 32.1-351.1. Assistance with employer-sponsored health insurance.

10 A. For purposes of this chapter, "employer-sponsored health insurance" or "ESHI" means
11 comprehensive health insurance offered by the employer when the employer contributes to the cost of
12 dependent or family coverage as defined in the Virginia Plan for Title XXI of the Social Security Act,
13 or as otherwise approved by the Centers for Medicare & Medicaid Services in the U.S. Department of
14 Health and Human Services.

15 B. For purposes of this chapter, ESHI shall be deemed cost-effective when the payment by the
16 Department of Medical Assistance Services for health insurance coverage of the enrollee or enrollees
17 under the Family Access to Medical Insurance Security Plan shall be no greater than what would have
18 otherwise been paid by the Department or its designee for the enrollee or enrollees.

19 C. If a family chooses to participate in ESHI and ESHI is deemed cost-effective, the Department of
20 Medical Assistance Services shall contribute to the cost of ESHI for eligible dependent children for
21 those program participants that have access to ESHI. Participants receiving ESHI under the Family
22 Access to Medical Insurance Security Plan shall apply for the full premium contribution available from
23 the employer. Those eligible for Family Access to Medical Insurance Security Plan with access to ESHI
24 may enroll in their designated ESHI at the first available opportunity and shall be covered under the
25 Family Access to Medical Insurance Security Plan until coverage under ESHI becomes available.

26 D. For purposes of this chapter, employers who provide health insurance coverage to employees
27 under the Virginia health insurance demonstration project established pursuant to Chapter 11 (§ 32.1-332
28 et seq.) of this title may meet the requirements of being employers that offer ESHI.

29 **2. That Chapter 11 (§§ 32.1-332 through 32.1-342) of Title 32.1 of the Code of Virginia is repealed.**

ENROLLED

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