

VIRGINIA ACTS OF ASSEMBLY -- 1994 SESSION

CHAPTER 200

An Act to amend the Code of Virginia by adding a section numbered 32.1-330.1, relating to a premium assistance program for HIV-positive individuals.

[H 485]

Approved April 2, 1994

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 32.1-330.1 as follows:

§ 32.1-330.1. Department to implement premium assistance program for HIV-positive individuals.

The Board of Medical Assistance Services shall solely from funds eligible for this purpose from Title II of the Ryan White Comprehensive AIDS Resources Emergency CARE Act (42 U.S.C. § 300ff-21 et seq.) implement, and may promulgate any necessary regulations for implementation of, a premium assistance program for HIV-positive individuals which shall have, at minimum, the following characteristics:

1. Payment of health insurance premiums for individuals who are not eligible for Medicaid and who can document (i) HIV infection and inability to continue working for medical reasons and (ii) eligibility to continue their employer's group policy pursuant to the Consolidated Omnibus Budget Reconciliation Act of 1985;

2. Financial eligibility criteria allowing a maximum income of no more than 200 percent of the federal poverty guidelines and countable liquid assets of no more than \$10,000 in value;

3. Funds eligible under Title II of the Ryan White CARE Act shall not be used toward copayments and deductible payments; and

4. Coverage of family members, if the HIV-infected person's policy is the sole source of health insurance.

Upon the conclusion of one year of operation, the Board shall evaluate and shall report to the Governor and the General Assembly by January 1, 1996, on the effects of this program, including, but not limited to, the cost, utilization, and cost-avoidance.

2. That the provisions of this act shall expire on July 1, 1996.