

§2525. Twelve-Month Continuous Eligibility

A. Act 128 of the First Extraordinary Session of the 1998 Louisiana Legislature authorized the Department to adopt the guaranteed eligibility option for children, pursuant to §4731 of the Balanced Budget Act (BBA) of 1997. These provisions allow states to guarantee Medicaid eligibility for children, under age 19, for up to 12 months from the date of determination.

B. Children who are under age 19 and certified in a child-related or family-related category of assistance are entitled to 12 months of continuous Medicaid eligibility as long as eligibility does not extend beyond the child's nineteenth birthday.

C. Twelve months of continuous eligibility is not available to the following children:

1. children excepted from continuous eligibility under 42 CFR §435.926(d);
2. children enrolled in the Medically Needy Program;
3. children enrolled in the LaCHIP Affordable Plan who obtain creditable coverage;

4. children enrolled in the Act 421 Medicaid Children's Option who discontinue pre-existing health insurance coverage;

5. children whose parent/guardian fails to pay a monthly premium, if applicable; or

6. children whose parent/guardian fails to provide verification of citizenship or immigration status after a reasonable opportunity has been allowed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:253 (February 2008), amended by the Department of Health, Bureau of Health Services Financing, LR 47:737 (June 2021).