

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 292

Introduced By: Hansen, 42; Harms, 48; Johnson, 37
Read first time: January 10, 2007
Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to public assistance; to amend section
2 68-104, Revised Statutes Cumulative Supplement, 2006; to
3 provide for the transfer of funds by county boards to the
4 state for medical assistance payments; and to repeal the
5 original section.

6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 68-104, Revised Statutes Cumulative
2 Supplement, 2006, is amended to read:

3 68-104. The Department of Health and Human Services shall be
4 the overseer of the poor and shall be vested with the entire and
5 exclusive superintendence of the poor in this state, except that the
6 county board of each county shall furnish such medical service as may
7 be required for the poor of the county who are not eligible for other
8 medical assistance programs and general assistance for the poor of the
9 county. Any person who is or becomes ineligible for other medical
10 assistance programs due to his or her own actions or inactions shall
11 also be ineligible for medical services from the county.

12 The county board of each county shall administer the medical
13 assistance provided pursuant to this section. A county board may enter
14 into an agreement with the Department of Health and Human Services
15 which allows the department to aid in the administration of such
16 medical assistance program. In providing medical and hospital care for
17 the poor, the county board shall make use of any existing facilities,
18 including tax-supported hospitals and charitable clinics so far as the
19 same may be available, and shall use the financial eligibility
20 criteria established for the standard of need developed by the county
21 pursuant to section 68-126.

22 A county board may transfer funds designated for public
23 assistance to the Department of Health and Human Services Finance and
24 Support for purposes of payments to providers who serve eligible
25 recipients of medical assistance or low-income uninsured persons and
26 meet federal and state disproportionate-share payment requirements
27 pursuant to subdivision (2)(c) of section 68-910.

1 Sec. 2. Original section 68-104, Revised Statutes Cumulative
2 Supplement, 2006, is repealed.