

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 880\*

Short Title: Child Health Ins./Support Orders.

(Public)

Sponsors: Senators Martin of Guilford; Dannelly, Forrester, Gulley, Kerr, Kinnaird, Lucas, Phillips, and Purcell.

Referred to: Insurance.

April 13, 1999

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A CHILD IS DEEMED UNINSURED FOR PURPOSES OF HEALTH INSURANCE UNDER HEALTH CHOICE IF THE CHILD'S PARENT FAILS TO COMPLY WITH COURT-ORDERED HEALTH INSURANCE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 108A-70.21(a) reads as rewritten:

"(a) Eligibility. – The Department may enroll eligible children based on availability of funds. Following are eligibility and other requirements for participation in the Program:

...

(3) If a responsible parent is under a court order to provide or maintain health insurance for a child and has failed to comply with the court order, then the child is deemed uninsured for purposes of determining eligibility for Program benefits if at the time of application the custodial parent shows proof of agreement to notify and cooperate with the child support enforcement agency in enforcing the order. benefits.

If health insurance other than under the Program is provided to the child after enrollment and prior to the expiration of the eligibility period

1                   for which the child is enrolled in the Program, then the child is deemed  
2                   to be insured and ineligible for continued coverage under the Program.  
3                   The custodial parent has a duty to notify the Department within 10 days  
4                   of receipt of the other health insurance, and the Department, upon  
5                   receipt of notice, shall disenroll the child from the Program. As used in  
6                   this paragraph, the term 'responsible parent' means a person who is  
7                   under a court order to pay child support."

8                   Section 2. This act is effective when it becomes law.