

MEMORANDUM

Amended
Agenda Item No. 11(A)(5)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

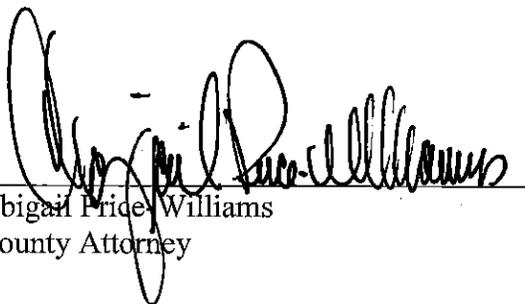
DATE: December 15, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution urging the Florida
Legislature to enact SB 248,
HB 89 or similar legislation that
would eliminate the five-year
waiting period for lawfully
residing immigrant children to
become eligible for the Florida
KidCare Program

Resolution No. R-1163-15

The accompanying resolution was prepared and placed on the agenda at the request of Co-Prime Sponsors Commissioner Daniella Levine Cava and Chairman Jean Monestime, and Co-Sponsors Commissioner Audrey M. Edmonson and Commissioner Barbara J. Jordan.



Abigail Price-Williams
County Attorney

APW/smm



MEMORANDUM
(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 15, 2015

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County Attorney

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Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's _____, 3/5's _____, unanimous _____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Amended
Agenda Item No. 11(A)(5)
12-15-15

RESOLUTION NO. R-1163-15

RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT SB 248, HB 89 OR SIMILAR LEGISLATION THAT WOULD ELIMINATE THE FIVE-YEAR WAITING PERIOD FOR LAWFULLY RESIDING IMMIGRANT CHILDREN TO BECOME ELIGIBLE FOR THE FLORIDA KIDCARE PROGRAM

WHEREAS, the Florida KidCare Program is a federally subsidized children's health insurance program that provides subsidized health insurance to uninsured children who have family incomes under 200 percent of the federal poverty level (FPL) and meet other eligibility criteria; and

WHEREAS, Florida Kidcare provides affordable health insurance and access to healthcare for children of families with lower incomes; and

WHEREAS, in Florida, children who are not citizens or "qualified aliens" are not eligible for the KidCare program until they have legally resided in the country for five years; and

WHEREAS, the Children's Health Insurance Program Reauthorization Act of 2009 (CHIPRA), provides states with the option of extending health coverage in programs like KidCare to immigrant children lawfully residing in the United States without requiring the five-year waiting period; and

WHEREAS, Senate Bill (SB) 248 has been filed for consideration during the 2016 session of the Florida Legislature by Senator Rene Garcia (R-Hialeah); and

WHEREAS, companion House Bill (HB) 89 has been filed for consideration during the 2016 session of the Florida Legislature by Representative Jose Felix Diaz (R-Miami); and

WHEREAS, SB 248 and HB 89 would eliminate the five-year waiting period for lawfully residing immigrant children to become eligible for the Florida KidCare Program; and

WHEREAS, the Agency for Health Care Administration for the State of Florida estimates that approximately 17,000 Floridian children will be eligible for the Florida KidCare Program if the five-year waiting period is eliminated; and

WHEREAS, emergency medical assistance for state Fiscal Year 2015 for uninsured children in Florida totaled over \$7 million in expenditures; and

WHEREAS, the State of Florida Agency for Health Care Administration (“AHCA”) estimates that eliminating the five-year waiting would have an overall positive fiscal impact because low-income legally residing children would be more likely to receive preventative care and less likely to use emergency medical assistance and expensive hospital rooms; and

WHEREAS, CHIPRA allows states to claim an enhanced federal match rate of 95.83 percent for Children’s Health Insurance Program Coverage and Medicaid children and is projected by AHCA to result in an increase of \$1,336,537 in general revenue, \$30,714,717 in federal funding and \$298,811 in family premiums; and

WHEREAS, according to AHCA, the increase in revenue, federal funding and family premiums would offset the \$7,790,967 spent on emergency medical assistance for uninsured Floridian children in Fiscal Year 2015; and

WHEREAS, because it promotes healthier children and families in Florida, this Board supports SB 248, HB 89 or similar legislation that would eliminate the five-year waiting period for lawfully residing immigrant children to become eligible for the Florida KidCare Program,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to enact SB 248, HB 89 or similar legislation that would eliminate the five-year waiting period for lawfully residing immigrant children to become eligible for the Florida Kidcare Program.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, Senator Rene Garcia, Representative Jose Felix Diaz and the remaining Members of the Miami-Dade County State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the passage of the legislation set forth in Section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2016 State Legislative Package to include this item.

The Co-Prime Sponsors of the foregoing resolution are Commissioner Daniella Levine Cava and Chairman Jean Monestime, and the Co-Sponsors are Commissioner Audrey M. Edmonson and Commissioner Barbara J. Jordan. It was offered by Commissioner **Daniella Levine Cava** who moved its adoption. The motion was seconded by Commissioner **Jean Monestime** and upon being put to a vote, the vote was as follows:

	Jean Monestime, Chairman		aye
	Esteban L. Bovo, Jr., Vice Chairman		aye
Bruno A. Barreiro	aye	Daniella Levine Cava	aye
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	absent
Sally A. Heyman	aye	Barbara J. Jordan	aye
Dennis C. Moss	absent	Rebeca Sosa	aye
Sen. Javier D. Souto	aye	Xavier L. Suarez	aye
Juan C. Zapata	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 15th day of December, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: Christopher Agrippa
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "Suzanne Villano-Charif", written over a horizontal line.

Suzanne Villano-Charif