

House Bill 236

By: Representatives Randall of the 138<sup>th</sup>, Porter of the 143<sup>rd</sup>, Hugley of the 133<sup>rd</sup>, Smyre of the 132<sup>nd</sup>, and Gardner of the 57<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 49-5-273 of the Official Code of Georgia Annotated, relating to the  
2 creation and operation of the PeachCare for Kids Program, so as to provide that state  
3 appropriations may be used for the program even if matching federal funds are not available;  
4 to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 49-5-273 of the Official Code of Georgia Annotated, relating to the creation  
8 and operation of the PeachCare for Kids Program, is amended by revising subsection (b) as  
9 follows:

10 "(b) No entitlement to benefits for the children covered under the program or this article  
11 shall be created by the program, nor shall this article or any rules or regulations adopted  
12 pursuant to this article be interpreted to entitle any person to receive any health services or  
13 insurance available under this program. The program shall be established subject to the  
14 availability of funds specifically appropriated by the General Assembly for this purpose  
15 and federal matching funds as set forth in federal law; provided, however, that if federal  
16 matching funds are not available or are insufficient, state funds may be solely used to  
17 operate or ensure the continuation of the program. The department shall operate the  
18 program consistent with administrative efficiency and the best interests of children."

19 style="text-align:center">**SECTION 2.**

20 All laws and parts of laws in conflict with this Act are repealed.