

Senator Todd Weiler proposes the following substitute bill:

PROHIBITION OF MEDICAID EXPANSION

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jacob L. Anderegg

Senate Sponsor: J. Stuart Adams

6	Cosponsors:	Richard A. Greenwood	Lee B. Perry
7	Jerry B. Anderson	Keith Grover	Jeremy A. Peterson
8	Derek E. Brown	Ken Ivory	Marc K. Roberts
9	Kay J. Christofferson	Michael S. Kennedy	Douglas V. Sagers
10	Brad L. Dee	John Knotwell	Jon E. Stanard
11	Jack R. Draxler	Dana L. Layton	R. Curt Webb
12	Gage Froerer	David E. Lifferth	John R. Westwood
13	Francis D. Gibson	Daniel McCay	
14	Brian M. Greene	Curtis Oda	



LONG TITLE

General Description:

This bill amends the Health Code related to the state Medicaid program by prohibiting the expansion of the Medicaid program under certain circumstances.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ prohibits the Department of Health or the governor from expanding the state Medicaid program to optional expansion populations unless:



- 25 • the Health System Reform Task Force completes a review of a statewide charity
- 26 care system;
- 27 • the department completes a thorough analysis of the impact of Medicaid
- 28 expansion in the state and makes the analysis available to the public; and
- 29 • the department reports to the Legislature in accordance with statutory reporting
- 30 requirements.

31 **Money Appropriated in this Bill:**

32 None

33 **Other Special Clauses:**

34 ~~§~~→ [None] This bill has an immediate effective date. ←~~§~~

35 **Utah Code Sections Affected:**

36 ENACTS:

37 **26-18-18**, Utah Code Annotated 1953

39 *Be it enacted by the Legislature of the state of Utah:*

40 Section 1. Section **26-18-18** is enacted to read:

41 **26-18-18. Optional Medicaid expansion.**

42 (1) For purposes of this section PPACA is as defined in Section 31A-1-301.

43 (2) The department and the governor shall not expand the state's Medicaid program to
44 the optional population under PPACA unless:

45 (a) the Health System Reform Task Force has completed a thorough analysis of a
46 statewide charity care system;

47 (b) the department and its contractors have:

48 (i) completed a thorough analysis of the impact to the state of expanding the state's
49 Medicaid program to optional population under PPACA; and

50 (ii) made the analysis conducted under Subsection (2)(b)(i) available to the public;

51 (c) the ~~§~~→ [department] governor or the governor's designee ←~~§~~ has reported ~~§~~→ [its]

51a the ←~~§~~ intention to expand the state Medicaid program

52 under PPACA to the Legislature in compliance with the legislative review process in Sections
53 63M-1-2505.5 and 26-18-3; and

54 (d) notwithstanding Subsection 63 ~~§~~→ J ←~~§~~ -5-103(2), the governor submits the request

54a for

55 expansion of the Medicaid program for optional populations to the Legislature under the high

56 impact federal funds request process required by Section 63J-5-204, Legislative review and
57 approval of certain federal funds request.

57a **§→ Section 2. Effective date.**

57b **If approved by two-thirds of all the members elected to each house, this bill takes effect**
57c **upon approval by the governor, or the day following the constitutional time limit of Utah**
57d **Constitution Article VII, Section 8, without the governor's signature, or in the case of veto, the**
57e **date of veto override. ←§**