

**Disability Coverage Amendments**

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jennifer Dailey-Provost**

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**LONG TITLE****General Description:**

This bill addresses wraparound services for certain individuals with a disability.

**Highlighted Provisions:**

This bill:

▸ defines terms;

▸ requires the Department of Health and Human Services (department) to apply for a Medicaid waiver or state plan amendment to provide wraparound services to qualified individuals with a disability;

▸ requires qualified individuals who receive services under the waiver or state plan amendment to make cost-sharing payments according to a sliding scale established by the department;

▸ specifies certain percentages and maximum payment amounts for the sliding scale established by the department; and

▸ requires the department to make rules.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**26B-3-229**, Utah Code Annotated 1953

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

Section 1. Section **26B-3-229** is enacted to read:

**26B-3-229** . **Wraparound services for qualified individuals with a disability.**

(1) As used in this section:

(a) "Federal poverty level" means the United States poverty level as defined by the most recently revised poverty income guidelines published by the United States

- 32 Department of Health and Human Services in the Federal Register.
- 33 (b) "Minimum essential coverage" means the same as that term is defined in 26 U.S.C.  
34 Sec. 5000A.
- 35 (c) "Qualified individual" means an individual who:
- 36 (i) is a disabled individual as described in 42 U.S.C. Sec. 1382c;  
37 (ii) within the past 12 months has been enrolled in the state Medicaid program;  
38 (iii) is enrolled in minimum essential coverage other than the Medicaid program;  
39 (iv) except as provided in Subsections (1)(c)(v) and (vi), does not meet the income or  
40 asset requirements for enrollment in the state Medicaid program;  
41 (v) has a household income that is between 250% and 500% of the federal poverty  
42 level; and  
43 (vi) has assets, excluding one home and one automobile, that are valued at less than  
44 \$125,000.
- 45 (d) "Wraparound services" means services and benefits that:
- 46 (i) are covered by the Medicaid program; and  
47 (ii) are not covered by the minimum essential coverage described in Subsection  
48 (1)(c)(iii).
- 49 (2) Before July 1, 2025, the department shall apply for a Medicaid waiver with CMS to  
50 provide wraparound services to qualified individuals:
- 51 (a) as state funding permits; and  
52 (b) in a manner that requires qualified individuals to make cost sharing payments  
53 according to the sliding scale described in Subsection (3).
- 54 (3)(a) The department shall establish a sliding scale for services received under this  
55 section that:
- 56 (i) is based on household income; and  
57 (ii) is used to determine the percentage of the cost of a wraparound service that a  
58 qualified individual is required to pay.
- 59 (b) The percentage of the cost of wraparound services that a qualified individual is  
60 required to pay:
- 61 (i) may not be less than 100% for a qualified individual with a household income  
62 greater than \$125,000; and  
63 (ii) for a qualified individual with a household income less than or equal to \$125,000,  
64 shall be determined according to income categories established by the department  
65 as provided in Subsection (4).

- 66 (c) Notwithstanding Subsection (3)(b), the amount paid by a qualified individual under  
67 Subsection (3)(b) may not exceed:
- 68 (i) \$2,900 per month for a qualified individual with a household income greater than  
69 \$125,000; and
- 70 (ii) for a qualified individual with a household income less than or equal to \$125,000,  
71 an amount determined according to income categories established by the  
72 department as provided in Subsection (4).
- 73 (d) The department shall credit the amount of premium payments that a qualified  
74 individual makes for minimum essential coverage other than Medicaid toward the  
75 amount that a qualified individual is required to pay for wraparound services under  
76 this section.
- 77 (4) The department shall make rules in accordance with Title 63G, Chapter 3, Utah  
78 Administrative Rulemaking Act, to:
- 79 (a) establish the income categories, percentages, and maximum payment amounts  
80 described in Subsection (3); and
- 81 (b) provide continuous enrollment for 12 months for a qualified individual who receives  
82 wraparound services in accordance with this section.
- 83 (5) If a waiver or state plan amendment described in Subsection (2) is approved, the  
84 department shall provide wraparound services in accordance with this section.

85 Section 2. **Effective date.**

86 This bill takes effect on May 7, 2025.