

28 None

29 **Other Special Clauses:**

30 None

31 **Utah Code Sections Affected:**

32 ENACTS:

33 **26-18-411**, Utah Code Annotated 1953

34

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

36 Section 1. Section **26-18-411** is enacted to read:

37 **26-18-411. Medicaid waiver for delivery of adult dental services.**

38 (1) No later than ~~H~~ → [~~H~~ →] June 30, 2016 [†] [~~May 1, 2017~~ ← ~~H~~] ← ~~H~~ , the department shall ask

38a the United States Secretary of

39 Health and Human Services to grant waivers from federal statutory and regulatory law

40 necessary for the Medicaid program to provide dental services in the manner described in

41 Subsection (2).

42 (2) (a) ~~H~~ → [~~S~~ →] To the extent funded, services ← ~~H~~ shall be provided to only
42a blind or disabled individuals, as defined in 42

43 U.S.C. Sec. 1382c(a)(1), who are 18 years of age or older and eligible for the program.

44 (b) To the extent possible, services within Salt Lake County shall be provided through
45 the University of Utah School of Dentistry.

46 (c) Each fiscal year, the University of Utah School of Dentistry shall transfer money to
47 the program in an amount equal to the program's non-federal share of the cost of providing
48 services under this section through the school during the fiscal year.

49 (d) During each general session of the Legislature, the department shall report to the
50 Social Services Appropriations Subcommittee whether the University of Utah School of
51 Dentistry will have sufficient funds to make the transfer required by Subsection (2)(c) for the
52 current fiscal year.

53 (e) Where possible, services not provided by the University of Utah School of
54 Dentistry shall be provided through managed care or other risk sharing arrangements.

55 (f) Subject to appropriations by the Legislature, and as determined by the department,
56 the scope, amount, duration, and frequency of services may be limited.

57 (3) The reporting requirements of Section 26-18-3 apply to the waivers requested under
58 Subsection (1).

59 (4) If the waivers requested under Subsection (1) are granted, the Medicaid program
60 shall begin providing dental services in the manner described in Subsection (2) no later than

61 **H→** [~~January 1, 2017.~~] **May 1, 2017.** **←H**

62 (5) If the federal share of the cost of providing dental services under this section will be
63 less than 65% during any portion of the next fiscal year, the Medicaid program shall cease
64 providing dental services under this section indefinitely no later than the end of the current
65 fiscal year.

Legislative Review Note
Office of Legislative Research and General Counsel