

HB0435S01 compared with HB0435

~~{deleted text}~~ shows text that was in HB0435 but was deleted in HB0435S01.

Inserted text shows text that was not in HB0435 but was inserted into HB0435S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Steve Eliason proposes the following substitute bill:

MEDICAID DENTAL BENEFITS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: _____

LONG TITLE

General Description:

This bill addresses dental benefits in the Medicaid program.

Highlighted Provisions:

This bill:

- ▶ provides dental benefits to certain adults in the Medicaid program.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

26-18-413, as last amended by Laws of Utah 2017, Chapter 233

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

Section 1. Section **26-18-413** is amended to read:

26-18-413. Medicaid waiver for delivery of adult dental services.

(1) (a) ~~[No later than]~~ Before June 30, 2016, the department shall ask the United States Secretary of Health and Human Services to grant waivers from federal statutory and regulatory law necessary for the Medicaid program to provide dental services in the manner described in Subsection (2).

(b) Before June 30, 2018, the department shall submit to the Centers for Medicare and Medicaid Services a request for waivers, or an amendment of existing waivers, from federal law necessary for the state to provide dental services, in accordance with Subsections (2)(b) through (g), to an individual described in Subsection (2)(b).

(2) (a) To the extent funded, ~~[services shall be provided]~~ the department shall provide services to only blind or disabled individuals, as defined in 42 U.S.C. Sec. 1382c(a)(1), who are 18 years ~~[of age]~~ old or older and eligible for the program.

(b) Notwithstanding Subsection (2)(a), if a waiver is approved under Subsection (1)(b), the department shall provide dental services to an individual who:

(i) qualifies for the health coverage improvement program described in Section 26-18-411; and

(ii) is receiving treatment ~~{for substance use disorder}~~ in a substance abuse treatment program, as defined in Section 62A-2-101, licensed under Title 62A, Chapter 2, Licensure of Programs and Facilities.

~~[(b)]~~ (c) To the extent possible, services to individuals described in Subsection (2)(a) within Salt Lake County shall be provided through the University of Utah School of Dentistry.

(d) The department shall provide the services to individuals described in Subsection (2)(b):

(i) by contracting with an entity that:

(A) has demonstrated experience working with individuals who are being treated for both a substance use disorder and a major oral health disease; ~~{and}~~

(B) operates a program, targeted at the individuals described in Subsection (2)(b), that has demonstrated, through a peer-reviewed evaluation, the effectiveness of providing dental

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treatment to those individuals described in Subsection (2)(b);

(C) is willing to pay for an amount equal to the program's non-federal share of the cost of providing dental services to the population described in Subsection (2)(b); and

(D) is willing to pay all state costs associated with applying for the waiver described in Subsection (1)(b) and administering the program described in Subsection (2)(b); and

(ii) through a fee-for-service payment model.

(e) The entity that receives the contract under Subsection (2)(d)(i) shall cover all state costs of the program described in Subsection (2)(b).

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

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

~~(e)~~ ~~(f)(h)~~ Where possible, the department shall ensure that services that are not provided by the University of Utah School of Dentistry ~~shall be~~ are provided:

(i) through fee for service reimbursement until July 1, 2018; and

(ii) after July 1, 2018, through the method of reimbursement used by the division for Medicaid dental benefits.

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

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

(4) (a) If the waivers requested under Subsection (1)(a) are granted, the Medicaid program shall begin providing dental services in the manner described in Subsection (2) no later than July 1, 2017.

(b) If the waivers requested under Subsection (1)(b) are granted, the Medicaid program shall begin providing dental services to the population described in Subsection (2)(b) within 90 days from the day on which the waivers are granted.

(5) If the federal share of the cost of providing dental services under this section will be

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less than 65% during any portion of the next fiscal year, the Medicaid program shall cease providing dental services under this section [~~indefinitely~~] no later than the end of the current fiscal year.

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Legislative Review Note

~~Office of Legislative Research and General Counsel~~