

Representative Carol Spackman Moss proposes the following substitute bill:

MEDICAID REIMBURSEMENTS TO PUBLIC SCHOOLS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Carol Spackman Moss

Senate Sponsor: _____

LONG TITLE

General Description:

This bill enacts provisions related to Medicaid reimbursements to public schools.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires a local education agency to certify each year that Medicaid reimbursements were used only for the service for which the reimbursement was received;
- ▶ prohibits a local education agency from using Medicaid reimbursements except:
 - to enhance the compensation of an employee who provided the reimbursable service; or
 - to reimburse a contracted provider for providing the reimbursable service; and
- ▶ provides that, beginning on January 1, 2021, the State Board of Education shall submit Medicaid reimbursement requests on behalf of public schools for allowable administrative costs.

Money Appropriated in this Bill:

None

Other Special Clauses:

None



26 **Utah Code Sections Affected:**

27 ENACTS:

28 **53G-7-217**, Utah Code Annotated 1953



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

31 Section 1. Section **53G-7-217** is enacted to read:

32 **53G-7-217. Local education agency Medicaid reimbursements.**

33 (1) As used in this section, "medically related professional" means a speech-language
34 pathologist or audiologist who provides a service that is eligible for Medicaid reimbursement.

35 (2) (a) If an LEA receives Medicaid reimbursement for services provided to eligible
36 students, the LEA shall annually certify to the state board that each Medicaid reimbursement
37 the LEA received was used only to cover the cost of the service for which reimbursement was
38 approved.

39 (b) An LEA may only use a Medicaid reimbursement to:

40 (i) enhance the compensation of an employee who provided the associated Medicaid
41 covered service to an eligible student; or

42 (ii) reimburse a contracted provider who provided the associated Medicaid covered
43 service to an eligible student.

44 (c) An LEA shall pay a medically related professional on a separate salary schedule
45 from teachers.

46 (3) (a) Beginning January 1, 2021, and except as provided in Subsection (3)(b), an
47 LEA may not receive a Medicaid reimbursement for administrative costs as allowed by the
48 Medicaid program.

49 (b) On behalf of an LEA, the state board shall:

50 (i) enter into an agreement for Medicaid reimbursement for administrative costs; and

51 (ii) submit administrative reimbursement requests as allowed by the Medicaid
52 program.