

# HB0220S01 compared with HB0220

~~{deleted text}~~ shows text that was in HB0220 but was deleted in HB0220S01.

inserted text shows text that was not in HB0220 but was inserted into HB0220S01.

**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.

~~{PREGNANT AND}~~ Representative Rosemary T. Lesser proposes the following substitute bill:

## POSTPARTUM MEDICAID COVERAGE{

### }\_AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Rosemary T. Lesser**

Senate Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill addresses Medicaid coverage for ~~{pregnant and }~~postpartum women.

##### Highlighted Provisions:

This bill:

- ▶ defines terms;~~{and}~~
- ▶ requires the Division of Medicaid and Health Financing to request from CMS a Medicaid waiver or state plan amendment, or both, to~~{:~~

—•—~~expand} {eligibility for the Medicaid program to certain pregnant women; and~~

—•—~~}extend the duration of postpartum coverage; and~~

- ▶ specifies that the cost of this program will be paid from the Medicaid Expansion

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## Fund.

### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

#### AMENDS:

26-36b-208, as last amended by Laws of Utah 2021, Chapter 367

#### ENACTS:

26-18-427, Utah Code Annotated 1953

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

Section 1. Section **26-18-427** is enacted to read:

**26-18-427. Medicaid waiver for certain pregnant and certain postpartum women.**

(1) As used in this section:

(a) "Initial postpartum period" means the period:

(i) beginning on the day on which a woman's pregnancy ends; and

(ii) ending on the last day of the month that is 60 days after the day described in

Subsection (1)(a)(i).

(b) "Extended postpartum period" means the period after a woman's pregnancy:

(i) beginning the day after the initial postpartum period; and

(ii) ending on the last day of the month that is 12 months after the day described in

Subsection (1)(a)(i).

(2) Before July 1, 2022, the division shall request from CMS a Medicaid waiver or state plan amendment, or both, to:

(a) provide Medicaid coverage ~~to pregnant women with a household income less than or equal to 200% of the federal poverty level; and~~

~~(b) provide Medicaid coverage to women during their~~ during the woman's initial postpartum period and extended postpartum period ~~who have a household income less than or equal to 200% of the federal poverty level.~~

~~if the woman is eligible for Medicaid during the woman's pregnancy; and~~

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(b) maximize the number of individuals under Subsection (2)(a) for whom the state may obtain enhanced federal financial participation under 42 U.S.C. Sec. 1396d(y) for enrolling an individual in the Medicaid expansion.

(3) If the coverage described in Subsection (2) is implemented, the department may only pay the state portion of costs for the coverage under this section with appropriations from the Medicaid Expansion Fund, created in Section 26-36b-208.

Section 2. Section 26-36b-208 is amended to read:

### 26-36b-208. Medicaid Expansion Fund.

(1) There is created an expendable special revenue fund known as the Medicaid Expansion Fund.

(2) The fund consists of:

(a) assessments collected under this chapter;

(b) intergovernmental transfers under Section 26-36b-206;

(c) savings attributable to the health coverage improvement program as determined by the department;

(d) savings attributable to the enhancement waiver program as determined by the department;

(e) savings attributable to the Medicaid waiver expansion as determined by the department;

(f) savings attributable to the inclusion of psychotropic drugs on the preferred drug list under Subsection 26-18-2.4(3) as determined by the department;

(g) revenues collected from the sales tax described in Subsection 59-12-103(12);

(h) gifts, grants, donations, or any other conveyance of money that may be made to the fund from private sources;

(i) interest earned on money in the fund; and

(j) additional amounts as appropriated by the Legislature.

(3) (a) The fund shall earn interest.

(b) All interest earned on fund money shall be deposited into the fund.

(4) (a) A state agency administering the provisions of this chapter may use money from the fund to pay the costs, not otherwise paid for with federal funds or other revenue sources, of:

(i) the health coverage improvement program;

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(ii) the enhancement waiver program;

(iii) a Medicaid waiver expansion; ~~and~~

(iv) the Medicaid waiver for certain postpartum women under Section 26-18-427; and

~~(iv)~~ (v) the outpatient upper payment limit supplemental payments under Section 26-36b-210.

(b) A state agency administering the provisions of this chapter may not use:

(i) funds described in Subsection (2)(b) to pay the cost of private outpatient upper payment limit supplemental payments; or

(ii) money in the fund for any purpose not described in Subsection (4)(a).