

1 **HEALTH CARE LIABILITY INSURANCE AMENDMENTS**

2 2022 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Lincoln Fillmore**

5 House Sponsor: Cheryl K. Acton

7 **LONG TITLE**

8 **General Description:**

9 This bill enacts provisions related to the Medicaid program.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ prohibits the Medicaid program from paying for home health services unless the
13 provider of the services has liability insurance.

14 **Money Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 This bill provides a special effective date.

18 **Utah Code Sections Affected:**

19 ENACTS:

20 **26-18-5.5**, Utah Code Annotated 1953

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

23 Section 1. Section **26-18-5.5** is enacted to read:

24 **26-18-5.5. Liability insurance required.**

25 The Medicaid program may not reimburse ~~Ŝ→ [a person, including]~~ ~~←Ŝ~~ a home health
25a agency ~~Ŝ→~~ ~~←Ŝ~~ as

26 defined in Section 26-21-2, for home health services provided to an enrollee unless the ~~Ŝ→ [person]~~

26a home health agency ~~←Ŝ~~

27 has liability coverage of:



28 (1) at least \$500,000 per incident; or

29 (2) an amount established by department rule made in accordance with Title 63G,

30 Chapter 3, Utah Administrative Rulemaking Act.

31 Section 2. **Effective date.**

32 This bill takes effect on July 1, 2022.