

MATERNAL COVERAGE AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ashlee Matthews

Senate Sponsor: Luz Escamilla

6	Cosponsors:	Stephanie Gricius	Karen M. Peterson
7	Gay Lynn Bennion	Sahara Hayes	Angela Romero
8	Kera Birkeland	Sandra Hollins	Douglas R. Welton
9	Joel K. Briscoe	Marsha Judkins	
10	Tyler Clancy	Rosemary T. Lesser	
11	Jennifer Dailey-Provost	Carol S. Moss	

LONG TITLE

General Description:

This bill requires the Public Employees' Benefit and Insurance Program to cover pregnancy and childbirth services.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires coverage of pregnancy and childbirth services by the Public Employees' Benefit and Insurance Program, including:
 - doula services;
 - services by a licensed direct-entry midwife; and
 - services at a free-standing birthing center;
- ▶ requires the program to report on its coverage of pregnancy and childbirth services to the Health and Human Services Interim Committee; and
- ▶ provides a repeal date.

Money Appropriated in this Bill:

29 None

30 **Other Special Clauses:**

31 None

32 **Utah Code Sections Affected:**

33 AMENDS:

34 **63I-2-249**, as last amended by Laws of Utah 2021, Chapter 64

35 ENACTS:

36 **49-20-422**, Utah Code Annotated 1953



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

39 Section 1. Section **49-20-422** is enacted to read:

40 **49-20-422. Coverage of pregnancy and childbirth services, including doula,**
41 **direct-entry midwife, and birthing center services.**

42 (1) As used in this section:

43 (a) "Doula" means an individual who:

44 (i) provides information and physical and emotional support:

45 (A) to a pregnant or postpartum individual; and

46 (B) related to the pregnant or postpartum individual's pregnancy; and

47 (ii) is certified by one or more organizations approved by the program.

48 (b) "Pregnancy and childbirth services" means services provided to a pregnant
49 individual before, during, or shortly after childbirth:

50 (i) by a doula for the services described in Subsections (1)(a)(i) and (ii); and

51 (ii) at a birthing center that:

52 (A) is licensed under Title 26, Chapter 21, Health Care Facility Licensing and
53 Inspection Act, or accredited by the Commission for the Accreditation of Birth Centers; and

54 (B) may include services by a direct-entry midwife licensed under Title 58, Chapter 77,
55 Direct-Entry Midwife Act, if the direct-entry midwife is engaged in the practice of direct-entry
56 midwifery, as defined in Section **58-77-102**.

57 (c) "Qualified individual" means a covered individual who is:
58 (i) within the state employees' risk pool; and
59 (ii) (A) is pregnant; or
60 (B) was pregnant within the past six months.
61 (2) For a plan year that begins on or after July 1, 2023, and before July 1, 2026, the
62 program shall cover pregnancy and childbirth services to a qualified individual.
63 (3) The program may establish limits for coverage under Subsection (2), including
64 limits based on:
65 (a) the type or number of services provided;
66 (b) a qualified individual's physical or emotional condition; and
67 (c) conditions for provider participation.
68 (4) The program shall report to the Health and Human Services Interim Committee on
69 or before October 1 of each year regarding coverage provided under Subsection (2), including:
70 (a) covered providers;
71 (b) covered services;
72 (c) provider payment rates;
73 (d) covered-individual cost sharing;
74 (e) total provider payments and covered-individual cost sharing; and
75 (f) any indicators of whether pregnancy and childbirth services covered under
76 Subsection (2) have:
77 (i) reduced pregnancy or postpartum coverage costs; or
78 (ii) improved pregnancy or postpartum care.
79 Section 2. Section **63I-2-249** is amended to read:
80 **63I-2-249. Repeal dates: Title 49.**
81 (1) Subsection 49-20-420(3), regarding a requirement to report to the Legislature, is
82 repealed January 1, 2030.
83 (2) Section 49-20-422, regarding coverage for pregnancy and childbirth services, is
84 repealed July 1, 2027.

