

HB0315S01 compared with HB0315

~~deleted text~~ shows text that was in HB0315 but was deleted in HB0315S01.

inserted text shows text that was not in HB0315 but was inserted into HB0315S01.

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 James A. Dunnigan proposes the following substitute bill:

RECREATIONAL THERAPY MEDICAID COVERAGE

AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: James A. Dunnigan

Senate Sponsor: _____

LONG TITLE

General Description:

This bill enacts provisions relating to recreational therapy coverage under Medicaid.

Highlighted Provisions:

This bill:

- ▶ defines terms; and
- ▶ requires the Department of Health and Human Services to apply for a Medicaid waiver or state plan amendment to expand coverage for recreational therapy services.

Money Appropriated in this Bill:

None

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Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

26-18-430, Utah Code Annotated 1953

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

Section 1. Section **26-18-430** is enacted to read:

26-18-430. Recreational therapy -- Reimbursement.

(1) As used in this section:

(a) "Assisted living facility" means the same as that term is defined in Section 26-21-2.

(b) "Behavioral health program" means a behavioral health program described in Title 62A, Chapter 15, Substance Abuse and Mental Health Act.

(~~b~~c) "General acute hospital" means the same as that term is defined in Section 26-21-2.

(~~c~~d) "Intermediate care facility" means the same as that term is defined in Section 58-15-101.

(~~d~~e) "~~Physician~~" means an individual licensed to practice under Title 58, Chapter 67, Utah Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act.

(~~e~~) "Mental health therapist" means the same as that term is defined in Section 58-60-102.

(f) "Qualified enrollee" means an individual who:

(i) is enrolled in the Medicaid program; and

(ii) has been referred for recreational therapy services by a ~~physician~~ mental health therapist.

(~~f~~g) "Recreational therapy services" means the same as that term is defined in Section 58-40-102.

(~~g~~h) "Skilled nursing facility" means the same as that term is defined in Section 58-15-101.

{~~h~~} "~~Substance use disorder agency~~" means the same as that term is defined in Section 58-60-502.

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~~†~~ (i) "Youth residential treatment facility" means a facility that provides a 24-hour group living environment for four or more individuals who are under 18 years old and who are unrelated to the owner or provider of the facility.

(2) Before January 1, 2024, the department shall apply for a Medicaid waiver or a state plan with CMS to allow for reimbursement for recreational therapy services provided:

(a) to a qualified enrollee;

(b) by an individual authorized to engage in the practice of recreation therapy under Title 58, Chapter 40, Recreational Therapy Practice Act; and

(c) at a:

(i) general acute hospital;

(ii) youth residential treatment facility;

(iii) ~~{substance use disorder agency}~~ behavioral health program;

(iv) intermediate care facility;

(v) assisted living facility; ~~{ or }~~

(vi) skilled nursing facility ~~{, };~~

(vii) psychiatric hospital; or

(viii) mental health agency.

(3) If the waiver or state plan amendment described in Subsection (2) is approved, the Medicaid program shall provide coverage to a qualified enrollee for recreational therapy services.