

Representative Ashlee Matthews proposes the following substitute bill:

MATERNAL COVERAGE AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ashlee Matthews

Senate Sponsor: Luz Escamilla

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:

None

Other Special Clauses:

None



26 **Utah Code Sections Affected:**

27 AMENDS:

28 **63I-2-249**, as last amended by Laws of Utah 2021, Chapter 64

29 ENACTS:

30 **49-20-422**, Utah Code Annotated 1953



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

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

33 **49-20-422. Coverage of pregnancy and childbirth services.**

34 (1) As used in this section:

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

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

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

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

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

40 (b) "Pregnancy and childbirth services" means services provided to a pregnant

41 individual before, during, or shortly after childbirth:

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

43 (ii) by a direct-entry midwife licensed under Title 58, Chapter 77, Direct-Entry

44 Midwife Act, if the direct-entry midwife is engaged in the practice of direct-entry midwifery, as

45 defined in Section 58-77-102; or

46 (iii) at a birthing center that:

47 (A) is licensed under Title 26, Chapter 21, Health Care Facility Licensing and

48 Inspection Act; or

49 (B) is accredited by the Commission for the Accreditation of Birth Centers.

50 (c) "Qualified individual" means a covered individual who is:

51 (i) within the state employees' risk pool; and

52 (ii) (A) is pregnant; or

53 (B) was pregnant within the past six months.

54 (2) For a plan year that begins on or after July 1, 2023, and before July 1, 2026, the

55 program shall cover pregnancy and childbirth services to a qualified individual.

57 (3) The program may establish limits for coverage under Subsection (2), including
58 limits based on:

- 59 (a) the type or number of services provided; and
- 60 (b) a qualified individual's physical or emotional condition.

61 (4) The program shall report to the Health and Human Services Interim Committee on
62 or before October 1 of each year regarding coverage provided under Subsection (2), including:

- 63 (a) covered providers;
- 64 (b) covered services;
- 65 (c) provider payment rates;
- 66 (d) covered-individual cost sharing;
- 67 (e) total provider payments and covered-individual cost sharing; and
- 68 (f) any indicators of whether pregnancy and childbirth services covered under

69 Subsection (2) have:

- 70 (i) reduced pregnancy or postpartum coverage costs; or
- 71 (ii) improved pregnancy or postpartum care.

72 Section 2. Section **63I-2-249** is amended to read:

73 **63I-2-249. Repeal dates: Title 49.**

74 (1) Subsection 49-20-420(3), regarding a requirement to report to the Legislature, is
75 repealed January 1, 2030.

76 (2) Section 49-20-422, regarding coverage for pregnancy and childbirth services, is
77 repealed July 1, 2027.