

1 **MODIFICATIONS TO POSTPARTUM MEDICAID COVERAGE**

2 2023 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Wayne A. Harper**

5 House Sponsor: Cheryl K. Acton

7 **LONG TITLE**

8 **General Description:**

9 This bill addresses Medicaid for postpartum women.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ defines terms; and
- 13 ▶ requires the state Medicaid program to request a Medicaid waiver or state plan
- 14 amendment from the Centers for Medicare and Medicaid Services to extend the
- 15 duration of postpartum coverage for certain women.

16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 ENACTS:

22 **26B-3-201**, Utah Code Annotated 1953

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

25 Section 1. Section **26B-3-201** is enacted to read:

26 **26B-3-201. Medicaid coverage for certain postpartum women.**

27 (1) As used in this section:



28 (a) "Extended postpartum period" means the period after a woman's pregnancy ends by
29 way of birth, miscarriage, or stillbirth:

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

31 (ii) ending on the last day of the month that is 12 months after the day on which the
32 woman's pregnancy ends by way of birth, miscarriage, or stillbirth.

33 (b) "Initial postpartum period" means the period:

34 (i) beginning on the day on which a woman's pregnancy ends by way of birth,
35 miscarriage, or stillbirth; and

36 (ii) ending on the last day of the month that is 60 days after the day on which the
37 woman's pregnancy ends by way of birth, miscarriage, or stillbirth.

38 (c) "Miscarriage" means the spontaneous or accidental loss of a fetus, regardless of
39 gestational age or the duration of the pregnancy.

40 (2) Before July 1, 2023, the division shall request a waiver or state plan amendment to:

41 (a) in accordance with 42 U.S.C. Sec. 1396a(e)(16), provide continuous Medicaid
42 coverage during the woman's extended postpartum period if:

43 (i) the woman is eligible for Medicaid during the woman's pregnancy; and

44 (ii) the woman's pregnancy ended by way of birth, miscarriage, or stillbirth; and

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