

SB0181S02 compared with SB0181S01

~~text~~ shows text that was in SB0181S01 but was deleted in SB0181S02.

text shows text that was not in SB0181S01 but was inserted into SB0181S02.

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.

Senator Luz Escamilla proposes the following substitute bill:

NATIVE AMERICAN HEALTH AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Luz Escamilla

House Sponsor: Christine F. Watkins

LONG TITLE

General Description:

This bill requires the Department of Health and Human Service to apply for a Medicaid waiver related to traditional healing services.

Highlighted Provisions:

This bill:

- ▶ defines terms; and
- ▶ requires the department to apply for a Medicaid waiver to reimburse traditional healing services under certain circumstances.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

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Utah Code Sections Affected:

ENACTS:

26B-3-230, Utah Code Annotated 1953

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

Section 1. Section **26B-3-230** is enacted to read:

26B-3-230. Traditional healing services waiver.

(1) As used in this section:

(a) "Eligible facility" means any of the following ~~{ that has obtained an acknowledgment from a American Indian or Alaskan Native tribe to designate an individual as a traditional healing provider in accordance with the tribe's traditional healing practices }~~:

(i) an Indian Health Service facility;

(ii) a tribal health program designated under the Indian Self-Determination and Education Assistance Act, Pub. L. No. 93-638;

(iii) an urban Indian organization as that term is defined in 25 U.S.C. Sec. 1603; or

(iv) a facility operated by a person that contracts with an organization described in Subsection (1)(a)(iii).

(b) "Traditional healing provider" means an individual who ~~{ is recognized by an eligible facility to provide a }~~ ~~provides~~ traditional healing ~~{ service }~~ ~~services in a manner that is recognized by an American Indian or Alaskan Native tribe as being consistent with the tribe's traditional healing practices.~~

(c) "Traditional healing services" means a system of culturally appropriate healing methods for physical, mental, and emotional healing.

(2) On or before January 1, 2025, the department shall apply for a Medicaid waiver to reimburse for traditional healing services provided by ~~a traditional healing provider in an eligible facility to an enrollee who is { an } a member of an American Indian { Health Service } or { tribal beneficiary } Alaskan Native tribe.~~

(3) A service under this section may not be reimbursed if:

(a) the traditional healing provider is restricted from providing the service;

(b) the service is contraindicated by a medical provider due to the potential to cause harm; or

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(c) the service is not part of the patient's plan of care.

(4) The department may further define and limit services described in this section.

Section 2. **Effective date.**

This bill takes effect on May 1, 2024.