



General Assembly

**Substitute Bill No. 5368**

February Session, 2024



**AN ACT CONCERNING MEDICAID COVERAGE OF DIAPERS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2024*) (a) As used in this section, (1)  
2 "medical necessity" means a determination by a physician or physician  
3 assistant licensed pursuant to chapter 370 of the general statutes or an  
4 advanced practice registered nurse licensed pursuant to chapter 378 of  
5 the general statutes that the provision of diapers to a child is medically  
6 necessary to prevent or ameliorate certain health conditions, and (2)  
7 "certain health conditions" means (A) severe and persistent diaper  
8 dermatitis, urinary tract infection or other disease of the skin related to  
9 inadequate diaper hygiene, or (B) a condition, including, but not limited  
10 to, a developmental, psychiatric or neurological condition that results in  
11 an unusual need to void or delayed developmentally appropriate  
12 toileting behavior.

13 (b) The Commissioner of Social Services shall amend the Medicaid  
14 state plan to extend Medicaid coverage for diapers to children from  
15 birth to age three deemed to have a medical necessity for diapers. Not  
16 later than September 1, 2025, the commissioner shall file a report, in  
17 accordance with the provisions of section 11-4a of the general statutes,  
18 with the joint standing committee of the General Assembly having  
19 cognizance of matters relating to human services, on the (1) number of

20 children determined to have a medical necessity for diapers in the  
21 previous fiscal year and the number of such children age three and  
22 younger, (2) cost to the state to provide Medicaid coverage for diapers  
23 for such children, and (3) estimated savings on state Medicaid costs for  
24 treatment of health care conditions averted by the provision of access to  
25 diapers covered by Medicaid.

|   |                     |             |
|---|---------------------|-------------|
| This act shall take effect as follows and shall amend the following sections: |                     |             |
| Section 1   | <i>July 1, 2024</i> | New section |

**HS**

*Joint Favorable Subst. C/R*

APP