



General Assembly

Substitute Bill No. 314

February Session, 2024



AN ACT CONCERNING EMERGENCY MEDICAID COVERAGE FOR TREATMENT OF EMERGENCY MEDICAL CONDITIONS.

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

1 Section 1. (NEW) (*Effective from passage*) (a) As used in this section, (1)
2 "emergency medical condition" means a medical condition, including
3 emergency labor and delivery, manifesting itself by acute symptoms of
4 sufficient severity, including severe pain, such that the absence of
5 immediate medical attention could reasonably be expected to result in
6 (A) placing the patient's health in serious jeopardy, (B) serious
7 impairment to bodily functions, or (C) serious dysfunction of any bodily
8 organ or part; and (2) "emergency Medicaid coverage" means Medicaid
9 coverage for treatment of an emergency medical condition.

10 (b) The Commissioner of Social Services shall expand emergency
11 Medicaid coverage consistent with federal law for treatment of
12 emergency medical conditions, including, but not limited to, emergency
13 medical conditions related to (1) a high-risk pregnancy, (2) diabetes
14 Type 1 in persons under the age of twenty-one, (3) diabetic emergencies,
15 including, but not limited to, diabetic ketoacidosis, (4) renal failure
16 requiring ongoing dialysis, (5) fracture of a bone in the skull, arm, neck,
17 leg, spine or pelvis occurring in the two-month period prior to a request
18 for emergency Medicaid coverage, (6) hypertensive emergencies
19 involving persons presenting with signs or symptoms of end organ

20 damage and systolic blood pressure equaling or exceeding one hundred
21 eighty or diastolic blood pressure equaling or exceeding one hundred
22 twenty, (7) unstable seizure disorder characterized by at least five
23 minutes of uncontrollable seizures or at least two discrete seizures
24 between which the person does not regain consciousness, (8) active
25 treatment for cancer related to a current diagnosis, (9) ventilator
26 dependency, (10) labor and delivery, and (11) acute inpatient psychiatric
27 hospitalization.

28 (c) Not later than July 1, 2025, the commissioner shall establish an
29 administrative system for persons to apply in advance for emergency
30 Medicaid coverage for emergency medical conditions that can be
31 treated in outpatient settings rather than in hospital emergency
32 departments. The commissioner shall include a prominent link to the
33 application and a list of covered emergency medical conditions on the
34 Internet web site of the Department of Social Services. The
35 commissioner shall also include information about advance
36 applications for emergency Medicaid coverage and a list of covered
37 emergency medical conditions in department forms and policy
38 manuals.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Legislative Commissioners:

In Subsec. (b)(6), "damage or" was changed to "damage and" for accuracy.

HS *Joint Favorable Subst.*