

Amendment No. 63

Senate Amendment to Senate Bill No. 232	(BDR 38-45)
<b>Proposed by:</b> Senate Committee on Health and Human Services	
<b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

CBN/EWR



Date: 4/13/2023

S.B. No. 232—Requires the State Plan for Medicaid to include coverage for postpartum care services. (BDR 38-45)





SENATE BILL NO. 232—SENATORS CANNIZZARO, SCHEIBLE, FLORES, LANGE, DONATE; DALY, DONDERO LOOP, D. HARRIS, NEAL, NGUYEN, OHRENSCHALL, PAZINA AND SPEARMAN

MARCH 8, 2023

JOINT SPONSOR: ASSEMBLYWOMAN GORELOW

Referred to Committee on Health and Human Services

SUMMARY—Requires the State Plan for Medicaid to include coverage for postpartum care services. (BDR 38-45)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to Medicaid; requiring the State Plan for Medicaid to include coverage for postpartum care services for a certain period of time following a pregnancy; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing state law requires the Director of the Department of Health and Human Services  
2 to develop and the Department to administer a State Plan for Medicaid, which includes a list  
3 of specific medical services required to be provided to Medicaid recipients. (NRS 422.063,  
4 422.270) Existing federal law authorizes states to extend Medicaid coverage for postpartum  
5 care for a period of 12 months following the end of pregnancy. (American Rescue Plan Act of  
6 2021, Pub. L. No. 117-2, § 9812) **Section 1** of this bill requires the Director to include in the  
7 State Plan for Medicaid coverage for postpartum care services provided to a recipient for 12  
8 months following the end of pregnancy. **Section 2** of this bill makes a conforming change to  
9 indicate the proper placement of **section 1** in the Nevada Revised Statutes.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 422 of NRS is hereby amended by adding thereto a new  
2 section to read as follows:

3 *1. The Director shall include in the State Plan for Medicaid a requirement*  
4 *that the State pay the nonfederal share of expenditures incurred for postpartum*  
5 *care services provided to a recipient of Medicaid for 12 months following the end*  
6 *of pregnancy.*

1           2. As used in this section, “postpartum care services” means medical care  
 2 that is consistent with current standards of care and provided to a person  
 3 following the end of pregnancy, including, without limitation:

4           (a) The development of a plan for postpartum care;

5           (b) Contact with the person ~~within 3 weeks~~ after the end of pregnancy ~~and~~ as  
 6 needed by the person;

7           (c) A comprehensive postpartum visit, including, without limitation ~~and a full~~  
 8 assessment of:

9           (1) Screening concerning the physical, social and psychological well-  
 10 being of the person; and

11           (2) If necessary, a referral for a full assessment of the physical, social  
 12 and psychological well-being of the person and any necessary treatment;

13           (d) Treatment of complications of pregnancy and childbirth, including,  
 14 without limitation, pelvic floor disorders and postpartum depression ~~and~~ and any  
 15 necessary referral for the evaluation and treatment of such complications;

16           (e) ~~The assessment of risk factors~~ Screening for cardiovascular disease ~~and~~  
 17 and, if necessary, a referral for a full assessment for cardiovascular disease and  
 18 any necessary treatment; and

19           (f) Care related to the loss of a pregnancy.

20           **Sec. 2.** NRS 232.320 is hereby amended to read as follows:

21           232.320 1. The Director:

22           (a) Shall appoint, with the consent of the Governor, administrators of the  
 23 divisions of the Department, who are respectively designated as follows:

24           (1) The Administrator of the Aging and Disability Services Division;

25           (2) The Administrator of the Division of Welfare and Supportive Services;

26           (3) The Administrator of the Division of Child and Family Services;

27           (4) The Administrator of the Division of Health Care Financing and  
 28 Policy; and

29           (5) The Administrator of the Division of Public and Behavioral Health.

30           (b) Shall administer, through the divisions of the Department, the provisions of  
 31 chapters 63, 424, 425, 427A, 432A to 442, inclusive, 446 to 450, inclusive, 458A  
 32 and 656A of NRS, NRS 127.220 to 127.310, inclusive, 422.001 to 422.410,  
 33 inclusive, and section 1 of this act, 422.580, 432.010 to 432.133, inclusive,  
 34 432B.6201 to 432B.626, inclusive, 444.002 to 444.430, inclusive, and 445A.010 to  
 35 445A.055, inclusive, and all other provisions of law relating to the functions of the  
 36 divisions of the Department, but is not responsible for the clinical activities of the  
 37 Division of Public and Behavioral Health or the professional line activities of the  
 38 other divisions.

39           (c) Shall administer any state program for persons with developmental  
 40 disabilities established pursuant to the Developmental Disabilities Assistance and  
 41 Bill of Rights Act of 2000, 42 U.S.C. §§ 15001 et seq.

42           (d) Shall, after considering advice from agencies of local governments and  
 43 nonprofit organizations which provide social services, adopt a master plan for the  
 44 provision of human services in this State. The Director shall revise the plan  
 45 biennially and deliver a copy of the plan to the Governor and the Legislature at the  
 46 beginning of each regular session. The plan must:

47           (1) Identify and assess the plans and programs of the Department for the  
 48 provision of human services, and any duplication of those services by federal, state  
 49 and local agencies;

50           (2) Set forth priorities for the provision of those services;

51           (3) Provide for communication and the coordination of those services  
 52 among nonprofit organizations, agencies of local government, the State and the  
 53 Federal Government;

1 (4) Identify the sources of funding for services provided by the Department  
2 and the allocation of that funding;

3 (5) Set forth sufficient information to assist the Department in providing  
4 those services and in the planning and budgeting for the future provision of those  
5 services; and

6 (6) Contain any other information necessary for the Department to  
7 communicate effectively with the Federal Government concerning demographic  
8 trends, formulas for the distribution of federal money and any need for the  
9 modification of programs administered by the Department.

10 (e) May, by regulation, require nonprofit organizations and state and local  
11 governmental agencies to provide information regarding the programs of those  
12 organizations and agencies, excluding detailed information relating to their budgets  
13 and payrolls, which the Director deems necessary for the performance of the duties  
14 imposed upon him or her pursuant to this section.

15 (f) Has such other powers and duties as are provided by law.

16 2. Notwithstanding any other provision of law, the Director, or the Director's  
17 designee, is responsible for appointing and removing subordinate officers and  
18 employees of the Department.

19 **Sec. 3.** 1. This section becomes effective upon passage and approval.

20 2. Sections 1 and 2 of this act become effective:

21 (a) Upon passage and approval for the purpose of adopting any regulations and  
22 performing any other preparatory administrative tasks that are necessary to carry  
23 out the provisions of this act; and

24 (b) On January 1, 2024, for all other purposes.