

PROHIBITION OF MEDICAID EXPANSION

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jacob L. Anderegg

Senate Sponsor: J. Stuart Adams

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LONG TITLE

General Description:

This bill amends the Health Code related to the state Medicaid program by prohibiting the expansion of the Medicaid program under certain circumstances.

Highlighted Provisions:

This bill:

- defines terms;
- prohibits the Department of Health or the governor from expanding the state Medicaid program to optional expansion populations unless:
 - the Health Reform Task Force completes a review of a statewide charity care system;
 - the department completes a thorough analysis of the impact of Medicaid expansion in the state and makes the analysis available to the public; and

• the department reports to the Legislature in accordance with statutory reporting requirements.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill has an immediate effective date.

Utah Code Sections Affected:

ENACTS:

26-18-18, Utah Code Annotated 1953

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

Section 1. Section **26-18-18** is enacted to read:

26-18-18. Optional Medicaid expansion.

(1) For purposes of this section PPACA is as defined in Section 31A-1-301.

(2) The department and the governor shall not expand the state's Medicaid program to the optional population under PPACA unless:

(a) the Health Reform Task Force has completed a thorough analysis of a statewide charity care system;

(b) the department and its contractors have:

(i) completed a thorough analysis of the impact to the state of expanding the state's Medicaid program to optional populations under PPACA; and

(ii) made the analysis conducted under Subsection (2)(b)(i) available to the public;

(c) the governor or the governor's designee has reported the intention to expand the state Medicaid program under PPACA to the Legislature in compliance with the legislative review process in Sections 63M-1-2505.5 and 26-18-3; and

(d) notwithstanding Subsection 63J-5-103(2), the governor submits the request for expansion of the Medicaid program for optional populations to the Legislature under the high impact federal funds request process required by Section 63J-5-204, Legislative review and

56 approval of certain federal funds request.

57 Section 2. **Effective date.**

58 If approved by two-thirds of all the members elected to each house, this bill takes effect
59 upon approval by the governor, or the day following the constitutional time limit of Utah
60 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,
61 the date of veto override.