

**FAMILY PLANNING SERVICES AMENDMENTS**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Derek L. Kitchen**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill amends provisions relating to family planning services within the state Medicaid program.

**Highlighted Provisions:**

This bill:

► requires the Medicaid program to apply for a waiver or a state plan amendment to extend family planning services to certain low-income individuals.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**26-18-417**, as last amended by Laws of Utah 2019, Chapter 393

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

Section 1. Section **26-18-417** is amended to read:

**26-18-417. Limited family planning services for low-income individuals.**

(1) As used in this section:

(a) (i) "Family planning services" means family planning services that are provided



28 under the state Medicaid program, including:

29 (A) sexual health education and family planning counseling; and

30 (B) other medical diagnosis, treatment, or preventative care routinely provided as part  
31 of a family planning service visit.

32 (ii) "Family planning services" do not include an abortion, as that term is defined in  
33 Section [76-7-301](#).

34 (b) "Low-income individual" means an individual who:

35 (i) has an income level that is equal to or below 95% of the federal poverty level; and

36 (ii) does not qualify for full coverage under the Medicaid program.

37 (2) Before July 1, 2018, the division shall apply for a Medicaid waiver or a state plan  
38 amendment with CMS to:

39 (a) offer a program that provides family planning services to low-income individuals;  
40 and

41 (b) receive a federal match rate of 90% of state expenditures for family planning  
42 services provided under the waiver or state plan amendment.

43 (3) Before July 1, 2022, the division shall apply for a Medicaid waiver or a state plan  
44 amendment with CMS to:

45 (a) offer a program that provides family planning services to an individual who:

46 (i) has an income level that is equal to or below 250% of the federal poverty level;

47 (ii) is 18 years old or older; and

48 (iii) does not qualify for full coverage under the Medicaid program; and

49 (b) receive a federal match rate of 90% of state expenditures for family planning  
50 services provided under the waiver or state plan amendment.