

(Reprinted with amendments adopted on April 21, 2023)

FIRST REPRINT

A.B. 283

ASSEMBLY BILL NO. 283—ASSEMBLYMEN SUMMERS-ARMSTRONG, MARZOLA, PETERS; BILBRAY-AXELROD, CARTER, GONZÁLEZ, BRITNEY MILLER, C.H. MILLER, NGUYEN AND WATTS

MARCH 14, 2023

Referred to Committee on Health and Human Services

SUMMARY—Makes changes relating to doula services. (BDR 38-844)

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 health care; authorizing the Department of Health and Human Services to establish an incentive payment under the Medicaid program for doula services provided in rural areas; requiring the Department to seek an increase to certain reimbursement rates under the Medicaid program for doula services; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the Department of Health and Human Services to
2 administer the Medicaid program. (NRS 422.270) Existing law requires the
3 Director of the Department, to the extent authorized by federal law, to include
4 under Medicaid coverage for certain doula services. (NRS 422.27717) **Section 1** of
5 this bill authorizes the Department to establish an incentive payment for enrolled
6 doulas who provide doula services to recipients of Medicaid in rural areas of this
7 State. **Section 1** also makes changes to reflect that federal law requires services
8 provided under a federal waiver to be included in a waiver document that is
9 separate from the State Plan for Medicaid. **Section 1.5** of this bill requires the
10 Department to submit to the United States Secretary of Health and Human Services
11 on or before October 1, 2023, a request to amend the State Plan for Medicaid to
12 increase the rate of reimbursement which is provided on a fee-for-service basis
13 pursuant to the State Plan for certain services provided by a doula to an amount that
14 is intended to cover the cost of the services.



* A B 2 8 3 R 1 *

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

1 **Section 1.** NRS 422.27177 is hereby amended to read as
2 follows:

3 422.27177 1. The Director shall, to the extent authorized by
4 federal law, include ~~fin the State Plan for~~ *under* Medicaid ~~fa~~
5 ~~requirement that the State pay the nonfederal share of expenditures~~
6 ~~incurred~~ *coverage* for doula services provided by an enrolled doula.

7 2. The Department shall apply to the Secretary of Health and
8 Human Services for a waiver granted pursuant to 42 U.S.C. § 1315
9 or apply for an amendment of the State Plan for Medicaid that
10 authorizes the Department to receive federal funding to ~~include in~~
11 ~~the State Plan for Medicaid~~ *provide* coverage of doula services
12 provided by an enrolled doula. The Department shall fully cooperate
13 in good faith with the Federal Government during the application
14 process to satisfy the requirements of the Federal Government for
15 obtaining a waiver or amendment pursuant to this section.

16 3. A person who wishes to receive reimbursement through the
17 Medicaid program for doula services provided to a recipient of
18 Medicaid must submit to the Division:

19 (a) An application for enrollment in the form prescribed by the
20 Division; and

21 (b) Proof that he or she possesses the required training and
22 qualifications prescribed by the Division pursuant to subsection 4.

23 4. The Division, in consultation with community-based
24 organizations that provide services to pregnant women in this State,
25 shall prescribe the required training and qualifications for
26 enrollment pursuant to subsection 3 to receive reimbursement
27 through Medicaid for doula services.

28 5. *The Department may establish a program to provide*
29 *incentive payments for enrolled doulas who provide doula services*
30 *to recipients of Medicaid in rural areas of this State.*

31 6. As used in this section:

32 (a) “Doula services” means services to provide education and
33 support relating to childbirth, including, without limitation,
34 emotional and physical support provided during pregnancy, labor,
35 birth and the postpartum period.

36 (b) “Enrolled doula” means a doula who is enrolled with the
37 Division pursuant to this section to receive reimbursement through
38 Medicaid for doula services.

39 **Sec. 1.5.** 1. On or before October 1, 2023, the Department of
40 Health and Human Services shall submit to the United States
41 Secretary of Health and Human Services a request to amend the
42 State Plan for Medicaid to increase the rate of reimbursement which



1 is provided on a fee-for-service basis pursuant to the State Plan for
2 services provided by a doula to an amount that is intended to cover
3 the cost of the services.

4 2. The request submitted pursuant to subsection 1 must be
5 supported using methods for determining reimbursement rates
6 accepted by the Secretary.

7 **Sec. 2.** This act becomes effective upon passage and approval.

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