

Amendment No. 392

Assembly Amendment to Assembly Bill No. 283	(BDR S-844)
<b>Proposed by:</b> Assembly Committee on Health and Human Services	
<b>Amends:</b> Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

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.





ASSEMBLY BILL NO. 283—ASSEMBLYMEN SUMMERS-ARMSTRONG, MARZOLA, PETERS; BILBRAY-AXELROD, CARTER, GONZÁLEZ, BRITTNEY 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 ~~[S-844]~~ **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; ~~[requiring]~~ **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 administer the  
2 Medicaid program. (NRS 422.270) ~~[This]~~ **Existing law requires the Director of the**  
3 **Department, to the extent authorized by federal law, to include under Medicaid coverage**  
4 **for certain doula services. (NRS 422.2717) Section 1 of this bill authorizes the**  
5 **Department to establish an incentive payment for enrolled doulas who provide doula**  
6 **services to recipients of Medicaid in rural areas of this State. Section 1 also makes**  
7 **changes to reflect that federal law requires services provided under a federal waiver to**  
8 **be included in a waiver document that is separate from the State Plan for Medicaid.**  
9 **Section 1.5 of this bill requires the Department to submit to the United States Secretary of**  
10 **Health and Human Services on or before October 1, 2023, a request to amend the State Plan**  
11 **for Medicaid to increase the rate of reimbursement which is provided on a fee-for-service**  
12 **basis pursuant to the State Plan for certain services provided by a doula ~~[to at least \$1200.~~**  
13 **~~This bill provides that such reimbursement is limited to once per pregnancy.] to an amount~~**  
14 **that is intended to cover the cost of the services.**

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 follows:**  
2 422.27177 1. The Director shall, to the extent authorized by federal law,  
3 include ~~[in the State Plan for]~~ **under** Medicaid ~~[a requirement that the State pay the~~  
4 ~~nonfederal share of expenditures incurred]~~ **coverage** for doula services provided by  
5 an enrolled doula.

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

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

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

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

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

19           5. The Department may establish a program to provide incentive payments  
20 for enrolled doulas who provide doula services to recipients of Medicaid in rural  
21 areas of this State.

22           6. As used in this section:

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

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

28 ~~[Section 1.]~~ **Sec. 1.5.** 1. On or before October 1, 2023, the Department of  
29 Health and Human Services shall submit to the United States Secretary of Health  
30 and Human Services a request to amend the State Plan for Medicaid to increase the  
31 rate of reimbursement which is provided on a fee-for-service basis pursuant to the  
32 State Plan for services provided by a doula ~~[to at least \$1200, limited to one~~  
33 ~~reimbursement per pregnancy. Such]~~ to an amount that is intended to cover the  
34 cost of the services. ~~[must consist of services related to labor and delivery under~~  
35 ~~the codes in Current Procedural Terminology published by the American Medical~~  
36 ~~Association.]~~

37 ~~—(a) Code 59409, Vaginal delivery only.~~

38 ~~—(b) Code 59514, Cesarean delivery only.~~

39 ~~—(c) Code 59612, Vaginal delivery only after previous cesarean delivery.~~

40 ~~—(d) Code 59620, cesarean delivery only after attempted vaginal delivery after~~  
41 ~~previous cesarean delivery.]~~

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

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