
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
2 Human Services to develop and the Department to administer a State Plan for
3 Medicaid, which includes a list of specific medical services required to be provided
4 to Medicaid recipients. (NRS 422.063, 422.270) Existing federal law authorizes
5 states to extend Medicaid coverage for postpartum care for a period of 12 months
6 following the end of pregnancy. (American Rescue Plan Act of 2021, Pub. L. No.
7 117-2, § 9812) **Section 1** of this bill requires the Director to include in the State
8 Plan for Medicaid coverage for postpartum care services provided to a recipient for
9 12 months following the end of pregnancy. **Section 2** of this bill makes a
10 conforming change to indicate the proper placement of **section 1** in the Nevada
11 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
2 thereto a new section to read as follows:

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

8 **2. As used in this section, "postpartum care services" means**
9 **medical care provided to a person following the end of pregnancy,**
10 **including, without limitation:**

11 **(a) The development of a plan for postpartum care;**

12 **(b) Contact with the person within 3 weeks after the end of**
13 **pregnancy;**

14 **(c) A comprehensive postpartum visit, including, without**
15 **limitation, a full assessment of the physical, social and**
16 **psychological well-being of the person;**

17 **(d) Treatment of complications of pregnancy and childbirth,**
18 **including, without limitation, pelvic floor disorders and**
19 **postpartum depression;**

20 **(e) The assessment of risk factors for cardiovascular disease;**
21 **and**

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

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

24 232.320 1. The Director:

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

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

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

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

34 (4) The Administrator of the Division of Health Care
35 Financing and Policy; and

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

38 (b) Shall administer, through the divisions of the Department,
39 the provisions of chapters 63, 424, 425, 427A, 432A to 442,
40 inclusive, 446 to 450, inclusive, 458A and 656A of NRS, NRS
41 127.220 to 127.310, inclusive, 422.001 to 422.410, inclusive, **and**
42 **section 1 of this act**, 422.580, 432.010 to 432.133, inclusive,



1 432B.6201 to 432B.626, inclusive, 444.002 to 444.430, inclusive,
2 and 445A.010 to 445A.055, inclusive, and all other provisions of
3 law relating to the functions of the divisions of the Department, but
4 is not responsible for the clinical activities of the Division of Public
5 and Behavioral Health or the professional line activities of the other
6 divisions.

7 (c) Shall administer any state program for persons with
8 developmental disabilities established pursuant to the
9 Developmental Disabilities Assistance and Bill of Rights Act of
10 2000, 42 U.S.C. §§ 15001 et seq.

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

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

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

21 (3) Provide for communication and the coordination of those
22 services among nonprofit organizations, agencies of local
23 government, the State and the Federal Government;

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

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

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

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

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

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

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



- 1 2. Sections 1 and 2 of this act become effective:
2 (a) Upon passage and approval for the purpose of adopting any
3 regulations and performing any other preparatory administrative
4 tasks that are necessary to carry out the provisions of this act; and
5 (b) On January 1, 2024, for all other purposes.

