

By Senator Lawson

6-01384-10

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1 A bill to be entitled
2 An act relating to Medicaid postpartum benefits;
3 amending s. 409.903, F.S.; providing for continuation
4 of Medicaid coverage for women eligible for prenatal
5 care benefits under certain circumstances and for a
6 specified period postpartum; requiring the Agency for
7 Health Care Administration to electronically enroll
8 eligible women; authorizing the agency to seek waiver
9 authority; providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Subsection (5) of section 409.903, Florida
14 Statutes, is amended to read:

15 409.903 Mandatory payments for eligible persons.—The agency
16 shall make payments for medical assistance and related services
17 on behalf of the following persons who the department, or the
18 Social Security Administration by contract with the Department
19 of Children and Family Services, determines to be eligible,
20 subject to the income, assets, and categorical eligibility tests
21 set forth in federal and state law. Payment on behalf of these
22 Medicaid eligible persons is subject to the availability of
23 moneys and any limitations established by the General
24 Appropriations Act or chapter 216.

25 (5) (a) A pregnant woman for the duration of her pregnancy
26 and for the postpartum period as defined in federal law and
27 rule, or a child under age 1, if either is living in a family
28 that has an income which is at or below 150 percent of the most
29 current federal poverty level, or, effective January 1, 1992,

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30 that has an income which is at or below 185 percent of the most
31 current federal poverty level. Such a person is not subject to
32 an assets test. Further, a pregnant woman who applies for
33 eligibility for the Medicaid program through a qualified
34 Medicaid provider must be offered the opportunity, subject to
35 federal rules, to be made presumptively eligible for the
36 Medicaid program.

37 (b) Effective January 1, 2011, a woman who was eligible for
38 Medicaid prenatal care benefits during pregnancy and who
39 delivered a low birth weight or premature baby or who
40 experienced a fetal death in the course of her most recent
41 pregnancy. Such a woman is eligible for full Medicaid benefits
42 for 2 years postpartum, including primary health care and family
43 planning services. The agency shall electronically enroll a
44 woman eligible under this paragraph for full Medicaid benefits
45 on the date of the delivery of the low birth weight or premature
46 baby or on the date of the fetal death. The agency may seek a
47 Medicaid state plan amendment or federal waiver approval to
48 implement this paragraph.

49 Section 2. This act shall take effect January 1, 2011.