HB89 ENGROSSED



- 1 HB89
- 2 N2LDJJT-2
- 3 By Representatives Lands, Rafferty, Drummond, Hall, Ensler,
- 4 Clarke, Collins, Ross, DuBose, Wilcox
- 5 RFD: Ways and Means General Fund
- 6 First Read: 04-Feb-25
- 7 PFD: 24-Jan-25

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4	A BILL
5	TO BE ENTITLED
6	AN ACT
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9	Relating to Medicaid; to provide presumptive
10	eligibility to pregnant women for Medicaid prior to the
11	Medicaid agency's approval of an application for Medicaid
12	coverage; to limit the eligibility to what is provided under
13	the state Medicaid plan for a period not exceeding 60 days; to
14	authorize the agency to adopt rules to implement this
15	provision; and to provide for the repeal of this act.
16	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
17	Section 1. (a) For the purposes of this section, the
18	following terms have the following meanings:
19	(1) AGENCY. The Medicaid Agency of the State of
20	Alabama.
21	(2) PRELIMINARY INFORMATION. Proof of pregnancy and
22	documentation attesting to monthly household income.
23	(3) PRESUMPTIVE ELIGIBILITY PERIOD. The period that
24	starts on the date on which a qualified provider determines on
25	the basis of preliminary information that a woman is eligible
26	for Medicaid coverage for pregnant women and which ends on and
27	includes the earliest of the following dates:
28	a. On which the agency makes a determination of

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- 29 eligibility for coverage based upon an application filed by
- 30 the woman.
- 31 b. If the woman fails to file an application with the
- 32 agency for coverage, the last day of the month following the
- 33 month in which the qualified provider made the determination
- 34 of presumptive eligibility.
- 35 c. No later than the sixtieth day after the qualified
- 36 provider made the determination of presumptive eligibility.
- 37 (4) QUALIFIED PROVIDER. Any provider of ambulatory
- 38 prenatal care as defined in 42 U.S.C. § 1396r-1 which is
- 39 qualified by the agency.
- 40 (b) (1) A pregnant woman shall be presumptively eliqible
- 41 for coverage for ambulatory prenatal care under Medicaid if a
- 42 qualified provider determines on the basis of preliminary
- 43 information that her household income does not exceed the
- 44 modified adjusted gross income limit for the eligibility of
- 45 pregnant women which is in effect under the state Medicaid
- 46 plan.
- 47 (2) A pregnant woman who is determined to be
- 48 presumptively eligible may receive no more than one
- 49 presumptive eligibility period per pregnancy.
- 50 (3) Coverage provided by the agency for the presumptive
- 51 eligibility period may not be retroactively denied due to
- 52 failure of the woman to submit an application for Medicaid or
- the agency's negative decision on the application.
- (c) A qualified provider that determines that a woman
- is presumptively eligible for ambulatory prenatal care, at the
- time of making the determination, shall: (i) notify the agency

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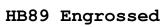


- of the determination within five working days; and (ii) inform the woman that she must apply to the agency for Medicaid no
- 60 (d) A woman who is determined to be presumptively
 61 eligible for ambulatory prenatal care shall apply to the
 62 agency for Medicaid no later than the last day of the month
 63 following the month in which the determination is made.

later than the last day of the following month.

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- (e) (1) The agency shall adopt rules that define the
 acceptable documentation of preliminary information, which may
 not exceed proof of pregnancy and a facial proof of current
 household income.
- (2) The agency may develop a worksheet and any other
 necessary forms for use by a qualified provider to determine
 preliminary eligibility.
- 71 (f) This section is repealed on October 1, 2028.
- 72 Section 2. This act shall become effective on October 73 1, 2025.





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House of Representatives

77 78 79 80	Read for the first time and referred04-Feb-25 to the House of Representatives committee on Ways and Means General Fund
81	
82	Read for the second time and placed12-Feb-25
83	on the calendar:
84	1 amendment
85	
86	Read for the third time and passed
87	as amended
88	Yeas 102
89	Nays 0
90	Abstains 0
91	
92	
93	John Treadwell
94	Clerk
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