

AMENDMENTS TO LB857

Introduced by Health and Human Services.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. For purposes of sections 1 to 6 of this act:

4 (1) At-risk mother means a woman who is (a) eligible for medicaid,
5 (b) pregnant, and (c) determined by her health care provider to be at
6 risk of having a negative maternal or infant health outcome; and

7 (2) Targeted case management has the same meaning as defined in 42
8 C.F.R. 440.169, as such regulation existed on January 1, 2024, and may
9 only be delivered in a clinical setting by a health care provider
10 licensed pursuant to the Uniform Credentialing Act.

11 Sec. 2. The Nebraska Prenatal Plus Program is created within the
12 Department of Health and Human Services. The purpose of the Nebraska
13 Prenatal Plus Program is to reduce the incidence of low birth weight,
14 pre-term birth, and adverse birth outcomes while also addressing other
15 lifestyle, behavioral, and nonmedical aspects of an at-risk mother's life
16 that may affect the health and well-being of the mother or the child.

17 Sec. 3. Services eligible for reimbursement for at-risk mothers
18 under the Nebraska Prenatal Plus Program include, but are not limited to:
19 (1) Six or fewer sessions of nutrition counseling; (2) psychosocial
20 counseling and support; (3) general client education and health
21 promotion; (4) breastfeeding support; and (5) targeted case management.

22 Sec. 4. The Department of Health and Human Services may reimburse
23 eligible services for the Nebraska Prenatal Plus Program for at-risk
24 mothers at an enhanced rate and shall file a state plan amendment or
25 waiver, as necessary, no later than October 1, 2024, to implement the
26 program.

27 Sec. 5. The Department of Health and Human Services shall

1 electronically submit a report to the Legislature on or before December
2 15 of each year beginning December 15, 2024, on the Nebraska Prenatal
3 Plus Program which includes (1) the number of mothers served, (2) the
4 services offered, and (3) the birth outcomes for each mother served.

5 Sec. 6. It is the intent of the Legislature to use the Medicaid
6 Managed Care Excess Profit Fund established in section 68-996 to fund the
7 services provided under the Nebraska Prenatal Plus Program.

8 Sec. 7. Section 68-996, Revised Statutes Cumulative Supplement,
9 2022, is amended to read:

10 68-996 The Medicaid Managed Care Excess Profit Fund is created. The
11 fund shall contain money returned to the State Treasurer pursuant to
12 subdivision (3) of section 68-995. The fund shall first be used to offset
13 any losses under subdivision (2) of section 68-995 and then to provide
14 for services addressing the health needs of adults and children under the
15 Medical Assistance Act, including filling service gaps, providing system
16 improvements, ~~and~~ sustaining access to care, and the Nebraska Prenatal
17 Plus Program as determined by the Legislature. The fund shall only be
18 used for the purposes described in this section. Any money in the fund
19 available for investment shall be invested by the state investment
20 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
21 State Funds Investment Act.

22 Sec. 8. Original section 68-996, Revised Statutes Cumulative
23 Supplement, 2022, is repealed.