

112TH CONGRESS  
1ST SESSION

# H. R. 1054

To amend title XIX of the Social Security Act to provide access to certified professional midwives for women enrolled in the Medicaid program.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2011

Ms. PINGREE of Maine (for herself, Mr. McDERMOTT, and Ms. MOORE) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend title XIX of the Social Security Act to provide access to certified professional midwives for women enrolled in the Medicaid program.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Access to Certified  
5 Professional Midwives Act of 2011”.

1 **SEC. 2. REQUIREMENTS FOR COVERAGE OF SERVICES PRO-**  
2 **VIDED BY CERTIFIED PROFESSIONAL MID-**  
3 **WIVES UNDER MEDICAID.**

4 (a) **COVERAGE OF CERTIFIED PROFESSIONAL MID-**  
5 **WIFE SERVICES.**—Section 1905(a) of the Social Security  
6 Act (42 U.S.C. 1396d(a)) is amended—

7 (1) in paragraph (28), by deleting “and” at the  
8 end;

9 (2) by redesignating paragraph (29) as para-  
10 graph (30); and

11 (3) by inserting after paragraph (28) the fol-  
12 lowing paragraph:

13 “(29) services that—

14 “(A) are furnished by a certified profes-  
15 sional midwife (as defined by the Secretary);  
16 and

17 “(B) the certified professional midwife is  
18 legally authorized to perform under State law  
19 (or the State regulatory mechanism provided by  
20 State law); and”.

21 (b) **INCLUSION IN MANDATORY SERVICES.**—Section  
22 1902(a)(10)(A) of the Social Security Act is amended, in  
23 the matter before clause (i)—

24 (1) by striking “and” before “(28)”; and

25 (2) by inserting “, and (29)” after “(28)”.

26 (c) **EFFECTIVE DATE.**—

1           (1) IN GENERAL.—Except as provided in para-  
2           graph (2), the amendments made by this section  
3           shall take effect on January 1, 2012.

4           (2) RULE FOR CHANGES REQUIRING STATE  
5           LEGISLATION.—In the case of a State plan for med-  
6           ical assistance under title XIX of the Social Security  
7           Act which the Secretary of Health and Human Serv-  
8           ices determines requires State legislation (other than  
9           legislation appropriating funds) in order for the plan  
10          to meet the additional requirements imposed by the  
11          amendments made by this section, the State plan  
12          shall not be regarded as failing to comply with the  
13          requirements of such title solely on the basis of its  
14          failure to meet these additional requirements before  
15          the later of the following dates:

16                (A) The first day of the first calendar  
17                quarter beginning after the close of the first  
18                regular session of the State legislature that be-  
19                gins after the date of the enactment of this Act.

20                (B) The date in paragraph (1).

21          For purposes of the previous sentence, in the case  
22          of a State that has a 2-year legislative session, each  
23          year of such session shall be deemed to be a sepa-  
24          rate regular session of the State legislature.

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