## 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.

## 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

## 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) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section shall take effect on January 1, 2012.
- (2) Rule for changes requiring state Legislation.—In the case of a State plan for medical assistance under title XIX of the Social Security Act which the Secretary of Health and Human Services determines requires State legislation (other than legislation appropriating funds) in order for the plan to meet the additional requirements imposed by the amendments made by this section, the State plan shall not be regarded as failing to comply with the requirements of such title solely on the basis of its failure to meet these additional requirements before the later of the following dates:
  - (A) The first day of the first calendar quarter beginning after the close of the first regular session of the State legislature that begins after the date of the enactment of this Act.
    - (B) The date in paragraph (1).

For purposes of the previous sentence, in the case of a State that has a 2-year legislative session, each year of such session shall be deemed to be a separate regular session of the State legislature.