

ASSEMBLY BILL NO. 198—ASSEMBLYMEN KRASNER, TITUS,
GORELOW, BILBRAY-AXELROD; CONSIDINE, HARDY,
MARTINEZ, MARZOLA, MCARTHUR AND BRITTNEY MILLER

MARCH 4, 2021

Referred to Committee on Health and Human Services

SUMMARY—Requires Medicaid to cover certain genetic testing.
(BDR 38-13)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to Medicaid; requiring the State Plan for Medicaid to provide coverage for genetic testing to detect birth defects in the fetus of certain pregnant women; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Department of Health and Human Services to develop and administer a State Plan for Medicaid which is required to include coverage of certain medical services provided to Medicaid recipients. (NRS 422.063, 422.270, 422.2717-422.27241) Existing law authorizes the Director of the Department to include in the State Plan for Medicaid coverage for: (1) supplies for breastfeeding; and (2) certain prenatal screenings and tests. (NRS 422.27178) This bill requires the Director to include in the State Plan for Medicaid coverage for genetic testing to detect birth defects in the fetus of a pregnant woman who is 40 years of age or older.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 422.27178 is hereby amended to read as follows:

422.27178 *1. ~~The~~ Except as otherwise provided in subsection 2, the* Director may include in the State Plan for Medicaid a requirement that, to the extent money is available, the State pay the nonfederal share of expenditures incurred for:
~~1-1~~ (a) Supplies for breastfeeding; and



~~12.1~~ (b) Such prenatal screenings and tests as recommended by the American College of Obstetricians and Gynecologists or its successor organization.

2. The Director shall include in the State Plan for Medicaid a requirement that the State pay the nonfederal share of expenditures incurred to perform genetic testing to detect birth defects in the fetus of a pregnant woman who is 40 years of age or older.

3. As used in this section:

(a) "Birth defect" has the meaning ascribed to it in NRS 442.310.

(b) "Genetic test" means a test, including, without limitation, a laboratory test that uses deoxyribonucleic acid extracted from the cells of a person or a diagnostic test, to determine the presence of a birth defect.

Sec. 2. This act becomes effective on July 1, 2021.

