

HB 94-FN - AS INTRODUCED

2025 SESSION

25-0127

05/06

HOUSE BILL            ***94-FN***

AN ACT                relative to coverage of circumcision under the state Medicaid plan.

SPONSORS:            Rep. Soti, Rock. 35; Rep. Popovici-Muller, Rock. 17; Rep. Read, Rock. 10; Rep. Osborne, Rock. 2; Rep. Potenza, Straf. 19; Rep. Sabourin, Rock. 30; Rep. McFarlane, Graf. 18; Sen. Murphy, Dist 16

COMMITTEE:          Health, Human Services and Elderly Affairs

---

ANALYSIS

This bill provides that the state Medicaid plan shall not include circumcision unless the child has a specific diagnosis for which the procedure is determined to be medically necessary.

-----

Explanation:          Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears ~~[in brackets and struckthrough.]~~  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Five*

AN ACT relative to coverage of circumcision under the state Medicaid plan.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 1 Title. This act shall be known as the "Children's Body Autonomy Act".

2 2 New Section; Circumcision under the State Medicaid Plan; Restrictions. Amend RSA 167 by  
3 inserting after section 3-m the following new section:

4 167:3-n State Medicaid Plan; Circumcision.

5 I. In this section:

6 (a) "Health care provider" means a hospital, health care facility, physician, resident  
7 physician, physician assistant, or registered nurse, practicing in the state of New Hampshire.

8 (b) "Newborn child" means a person under 1 year of age.

9 (c) "Child" or "minor" means a person who is under 18 years of age.

10 II. Medical assistance provided under the state Medicaid plan shall not include the  
11 circumcision of children unless the procedure is medically necessary pursuant to paragraphs III or  
12 IV.

13 III. Medically necessary circumcision for a newborn child shall be valid for the following  
14 diagnoses:

15 (a) Congenital obstructive urinary tract anomalies.

16 (b) Neurogenic bladder.

17 (c) Spina bifida.

18 (d) Recurrent urinary tract infections.

19 IV. Medically necessary circumcision for a minor shall be valid for the following diagnoses:

20 (a) A documented prior history of recurrent urinary tract infections.

21 (b) Documented vesicoureteral reflux of at least a Grade III.

22 (c) Paraphimosis unresponsive to medical therapy.

23 (d) Recurrent balanoposthitis.

24 (e) Recurrent balanitis or balanitis xerotica obliterans.

25 (f) Congenital chordee.

26 (g) Phimosis after puberty which has been unresponsive to medical therapy.

27 (h) Secondary or acquired phimosis causing urinary obstruction, hematuria or preputial  
28 pain unresponsive to medical therapy.

29 (i) Condyloma acuminatum.

30 (j) Malignant neoplasm of the prepuce.

**HB 94-FN - AS INTRODUCED**

**- Page 2 -**

- 1                   (k) Or any diagnosed condition for which a circumcision is deemed medically necessary
- 2 by a physician or other health care provider licensed in New Hampshire.
- 3                   3 Effective Date. This act shall take effect January 1, 2026.

**HB 94-FN- FISCAL NOTE  
AS INTRODUCED**

AN ACT relative to coverage of circumcision under the state Medicaid plan.

**FISCAL IMPACT: This bill does not provide funding, nor does it authorize new positions.**

<b>Estimated State Impact</b>				
	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Revenue</b>	\$0	\$0	\$0	\$0
<i>Revenue Fund(s)</i>	None			
<b>Expenditures*</b>	\$0	\$100,000 decrease to \$100,000 increase	\$100,000 decrease to \$100,000 increase	\$100,000 decrease to \$100,000 increase
<i>Funding Source(s)</i>	General Fund, Federal Funds			
<b>Appropriations*</b>	\$0	\$0	\$0	\$0
<i>Funding Source(s)</i>	None			

\*Expenditure = Cost of bill

\*Appropriation = Authorized funding to cover cost of bill

**METHODOLOGY:**

This bill prevents the state Medicaid program from covering circumcision unless a child has a specific diagnosis for which the procedure is deemed medically necessary. The Department of Health and Human Services states that in FY24, the Medicaid program had total expenditures (50 percent general and 50 percent federal funds) of \$211,433 on circumcision-related services. Of that amount, \$82,553 was expended on encounters with a diagnosis code for elective circumcision. The Department cautions that it is unable to determine with precision the dollar amounts attributable to circumcisions that would or would not be covered under this bill. The Department assumes that any cost savings may be offset by new administrative requirements relative to prior authorizations that are not currently performed. Nonetheless, it is assumed for the purposes of this fiscal note that the bill's fiscal impact will range from a \$100,000 annual reduction to a \$100,000 annual increase in state expenditures, of which half will be general funds and half will be federal funds.

**AGENCIES CONTACTED:**

Department of Health and Human Services