

109TH CONGRESS
1ST SESSION

H. R. 160

To amend title XIX of the Social Security Act to permit States to expand Medicaid eligibility to uninsured, poor adults.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2005

Ms. MILLENDER-MCDONALD 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 permit States to expand Medicaid eligibility to uninsured, poor adults.

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 “Keep America Healthy
5 Act of 2005”.

6 **SEC. 2. OPTIONAL MEDICAID COVERAGE OF UNINSURED,**
7 **POOR ADULTS.**

8 (a) AVAILABILITY OF MEDICAID COVERAGE FOR UN-
9 INSURED, POOR ADULTS.—

1 (1) ADDITION OF OPTIONAL COVERAGE
2 GROUP.—Section 1902(a)(10)(A)(ii) of the Social
3 Security Act (42 U.S.C. 1396a(a)(10)(A)(ii)) is
4 amended—

5 (A) by striking “or” at the end of sub-
6 clause (XVII);

7 (B) by striking the semicolon at the end of
8 subclause (XVIII) and inserting “, or”; and

9 (C) by adding at the end the following new
10 subclause:

11 “(XIX) described in subsection
12 (cc);”.

13 (2) ELIGIBILITY STANDARDS FOR NEW ELIGI-
14 BILITY GROUP.—Section 1902 of such Act is further
15 amended by adding at the end the following new
16 subsection:

17 “(cc) COVERAGE OF UNINSURED, POOR ADULTS.—

18 For purposes of subsection (a)(10)(A)(ii)(XIX), individ-
19 uals described in this subsection are individuals who meet
20 the following requirements:

21 “(1) AGE.—The individual is at least 21 years
22 of age but is under 65 years of age.

23 “(2) INCOME.—The income of the individual’s
24 family does not exceed a percentage (not to exceed
25 200 percent) specified by the State of the poverty

1 line (as defined in section 2110(c)(5)) applicable to
2 a family of the size involved and, at the option of
3 a State, the individual's resources do not exceed
4 such resource level as the State may establish, so
5 long as such resource level is not more restrictive
6 than the resources an individual may have and ob-
7 tain benefits under the supplemental security income
8 program under title XVI.”.

9 (b) PROVISION OF ENHANCED FEDERAL MEDICAL
10 ASSISTANCE AS INCENTIVE FOR STATES TO INCREASE
11 COVERAGE.—

12 (1) APPLICATION OF ENHANCED FEDERAL
13 MEDICAL ASSISTANCE PERCENTAGE.—Section
14 1905(b)(4) of such Act (42 U.S.C. 1396d(b)(4)) is
15 amended by inserting “or section
16 1902(a)(10)(A)(ii)(XIX)” after “section
17 1902(a)(10)(A)(ii)(XVIII)”.

18 (2) INCREASE IN MEDICAID PAYMENT LIMIT
19 FOR TERRITORIES TO ACCOMMODATE EXPANDED
20 COVERAGE FOR RESIDENTS OF PUERTO RICO, THE
21 VIRGIN ISLANDS, GUAM, AMERICAN SAMOA, AND THE
22 NORTHERN MARIANA ISLANDS.—Section 1108 of
23 such Act (42 U.S.C. 1308) is amended—

1 (A) in subsection (f), by striking “sub-
2 section (g)” and inserting “subsections (g) and
3 (h)”; and

4 (B) by adding at the end the following new
5 subsection:

6 “(h) INCREASE IN MEDICAID PAYMENT LIMIT TO
7 ACCOMMODATE EXPANDED COVERAGE UNDER THE KEEP
8 AMERICA HEALTHY ACT.—

9 “(1) FISCAL YEAR 2006 AND THEREAFTER.—

10 With respect to fiscal year 2006 and each succeeding
11 fiscal year, if Puerto Rico, the Virgin Islands, Guam,
12 the Northern Mariana Islands, or American Samoa
13 provides for coverage of individuals under section
14 1902(a)(10)(A)(ii)(XIX) in a fiscal year, the
15 amounts otherwise determined for the respective ter-
16 ritory under subsections (f) and (g) for such fiscal
17 year shall be increased by a percentage (estimated
18 by the Secretary) equal to 120 percent of the State
19 average Keep America Healthy percentage, esti-
20 mated by the Secretary under paragraph (2) for the
21 fiscal year involved.

22 “(2) ANNUAL ESTIMATION OF STATE AVERAGE
23 KEEP AMERICA HEALTHY PERCENTAGE.—For each
24 such fiscal year the Secretary shall estimate a State
25 average Keep America Healthy percentage equal to

1 (A) the total Federal payments under title XIX for
2 the fiscal year for the 50 States and the District of
3 Columbia that are attributable to individuals made
4 eligible for benefits under section
5 1902(a)(10)(A)(ii)(XIX), divided by (B) the total
6 Federal payments under such title the fiscal year for
7 such States and District.”.

8 (c) CONFORMING AND TECHNICAL AMENDMENTS.—

9 (1) Section 1903(f)(4) of such Act (42 U.S.C.
10 1396b(f)(4)) is amended by inserting
11 “1902(a)(10)(A)(ii)(XIX),” after
12 “1902(a)(10)(A)(ii)(XVIII),”.

13 (2) Section 1905(a) of such Act (42 U.S.C.
14 1396d(a)) is amended, in the matter before paragraph
15 (1)—

16 (A) by striking “or” at the end of clause (xii);

17 (B) by adding “or” at the end of clause (xiii);

18 and

19 (C) by inserting after clause (xiii) the following
20 new clause:

21 “(xiv) individuals described in section
22 1902(cc),”.

23 (3) Section 1905(u)(4) of such Act (42 U.S.C.
24 1396d(u)(4)) is amended by inserting before the period

1 at the end the following: “for individuals not covered
2 under section 1902(a)(10)(A)(ii)(XIX)”.

3 (d) **EFFECTIVE DATE.**—The amendments made by
4 this section shall take effect on October 1, 2005.

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