

107TH CONGRESS  
1ST SESSION

# H. R. 2789

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

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 2, 2001

Ms. MILLENDER-MCDONALD (for herself and Mr. RANGEL) 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 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 2001”.

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

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

22                       “(2) The income of the individual’s family does  
23 not exceed a percentage (not to exceed 200 percent)  
24 specified by the State of the poverty line (as defined  
25 in section 2110(c)(5)) applicable to a family of the

1 size involved and, at the option of a State, the indi-  
 2 vidual’s resources do not exceed such resource level  
 3 as the State may establish, so long as such resource  
 4 level is not more restrictive than the resources an in-  
 5 dividual may have and obtain benefits under the  
 6 supplemental security income program under title  
 7 XVI.”.

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

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

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

23 (A) in subsection (f), by striking “sub-  
 24 section (g)” and inserting “subsections (g) and  
 25 (h)”; and

1 (B) by adding at the end the following new  
2 subsection:

3 “(h) INCREASE IN MEDICAID PAYMENT LIMIT TO  
4 ACCOMMODATE EXPANDED COVERAGE UNDER THE KEEP  
5 AMERICA HEALTHY ACT.—(1) With respect to fiscal year  
6 2002 and each succeeding fiscal year, if Puerto Rico, the  
7 Virgin Islands, Guam, the Northern Mariana Islands, or  
8 American Samoa provides for coverage of individuals  
9 under section 1902(a)(10)(A)(ii)(XIX) in a fiscal year, the  
10 amounts otherwise determined for the respective territory  
11 under subsections (f) and (g) for such fiscal year shall be  
12 increased by a percentage (estimated by the Secretary)  
13 equal to 120 percent of the State average Keep America  
14 Healthy percentage, estimated by the Secretary under  
15 paragraph (2) for the fiscal year involved.

16 “(2) For each such fiscal year the Secretary shall es-  
17 timate a State average Keep America Healthy percentage  
18 equal to (A) the total Federal payments under title XIX  
19 for the fiscal year for the 50 States and the District of  
20 Columbia that are attributable to individuals made eligible  
21 for benefits under section 1902(a)(10)(A)(ii)(XIX), di-  
22 vided by (B) the total Federal payments under such title  
23 the fiscal year for such States and District.”.

24 (c) CONFORMING AND TECHNICAL AMENDMENTS.—  
25 (1) Section 1903(f)(4) of such Act (42 U.S.C.

1 1396b(f)(4)) is amended by inserting  
2 “1902(a)(10)(A)(ii)(XIX),” after  
3 “1902(a)(10)(A)(ii)(XVIII),”.

4 (2) Section 1905(a) of such Act (42 U.S.C.  
5 1396d(a)) is amended, in the matter before paragraph  
6 (1)—

7 (A) by striking “or” at the end of clause (xi);

8 (B) by adding “or” at the end of clause (xii);

9 and

10 (C) by inserting after clause (xii) the following  
11 new clause:

12 “(xiii) individuals described in section  
13 1902(cc),”.

14 (3) Section 1905(u)(4) of such Act (42 U.S.C.  
15 1396d(u)(4)) is amended by inserting before the period  
16 at the end the following: “for individuals not covered  
17 under section 1902(a)(10)(A)(ii)(XIX)”.

18 (4)(A) Section 1902 of such Act (42 U.S.C. 1396a),  
19 as amended by section 702(b) of the Medicare, Medicaid,  
20 and SCHIP Benefits Improvement and Protection Act of  
21 2000 (as enacted into law by section 1(a)(6) of Public Law  
22 106–554), is amended by redesignating the subsection  
23 (aa) added by such section as subsection (bb).

24 (B) Section 1902(a)(15) of such Act (42 U.S.C.  
25 1396a(a)(15)), as added by section 702(a)(2) of the Medi-

1 care, Medicaid, and SCHIP Benefits Improvement and  
2 Protection Act of 2000 (as so enacted into law), is amend-  
3 ed by striking “subsection (aa)” and inserting “subsection  
4 (bb)”.

5 (C) Section 1915(b) of such Act (42 U.S.C.  
6 1396n(b)), as amended by section 702(c)(2) of the Medi-  
7 care, Medicaid, and SCHIP Benefits Improvement and  
8 Protection Act of 2000 (as so enacted into law), is amend-  
9 ed by striking “1902(aa)” and inserting “1902(bb)”.

10 (d) EFFECTIVE DATE.—The amendments made by  
11 this section shall take effect on October 1, 2001.

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