

117TH CONGRESS  
1ST SESSION

# S. 581

To amend title XIX of the Social Security Act to improve access to adult vaccines under Medicaid.

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IN THE SENATE OF THE UNITED STATES

MARCH 3, 2021

Mr. BROWN introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend title XIX of the Social Security Act to improve access to adult vaccines under Medicaid.

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 “Helping Adults Protect  
5 Immunity Act” or the “HAPI Act”.

6 **SEC. 2. IMPROVING ACCESS TO ADULT VACCINES UNDER**  
7 **MEDICAID.**

8 (a) **REQUIRING MEDICAID PLANS TO COVER ADULT**  
9 **VACCINATIONS.**—Section 1902(a)(10)(A) of the Social Se-  
10 curity Act (42 U.S.C. 1396a(a)(10)(A)) is amended in the

1 matter preceding clause (i) by inserting “(13)(B),” after  
 2 “(5),”.

3 (b) NO COST SHARING FOR VACCINATIONS.—

4 (1) GENERAL COST-SHARING LIMITATIONS.—

5 Section 1916 of the Social Security Act (42 U.S.C.  
 6 1396o) is amended—

7 (A) in subsection (a)(2)—

8 (i) in subparagraph (F), by striking “,  
 9 or” and inserting a comma;

10 (ii) in subparagraph (G), by striking  
 11 “; and” and inserting “, or”; and

12 (iii) by adding at the end the fol-  
 13 lowing new subparagraph:

14 “(H) vaccines described in section  
 15 1905(a)(13)(B) (and the administration of such  
 16 vaccines); and”; and

17 (B) in subsection (b)(2)—

18 (i) in subparagraph (F), by striking “,  
 19 or” and inserting a comma;

20 (ii) in subparagraph (G), by striking  
 21 “; and” and inserting “, or”; and

22 (iii) by adding at the end the fol-  
 23 lowing new subparagraph:

1 “(H) vaccines described in section  
 2 1905(a)(13)(B) (and the administration of such  
 3 vaccines); and”.

4 (2) APPLICATION TO ALTERNATIVE COST SHAR-  
 5 ING.—Section 1916A(b)(3)(B) of the Social Security  
 6 Act (42 U.S.C. 1396o–1(b)(3)(B)) is amended by  
 7 adding at the end the following new clause:

8 “(xii) Vaccines described in section  
 9 1905(a)(13)(B) (and the administration of  
 10 such vaccines).”.

11 (c) ENHANCED FMAP FOR ADULT VACCINES.—Sec-  
 12 tion 1905(b) of the Social Security Act (42 U.S.C.  
 13 1396d(b)) is amended—

14 (1) by striking “and (5)” and inserting “(5)”;

15 (2) by striking “services and vaccines described  
 16 in subparagraphs (A) and (B) of subsection (a)(13),  
 17 and prohibits cost-sharing for such services and vac-  
 18 cines” and inserting “services described in sub-  
 19 section (a)(13)(A), and prohibits cost-sharing for  
 20 such services”;

21 (3) by striking “medical assistance for such  
 22 services and vaccines” and inserting “medical assist-  
 23 ance for such services”; and

24 (4) by inserting “, and (6) with respect to med-  
 25 ical assistance for vaccines described in subsection

1       (a)(13)(B), the Federal medical assistance percent-  
2       age, as determined under this subsection and sub-  
3       section (y) (without regard to paragraph (1)(C) of  
4       such subsection), shall be increased by 1 percentage  
5       point” before the first period.

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