

119TH CONGRESS
1ST SESSION

H. R. 4209

To amend titles XIX and XXI of the Social Security Act to prohibit Federal financial participation under Medicaid and CHIP for individuals without verified citizenship, nationality, or satisfactory immigration status.

IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2025

Mr. VAN DREW introduced the following bill; which was referred to the
Committee on Energy and Commerce

A BILL

To amend titles XIX and XXI of the Social Security Act to prohibit Federal financial participation under Medicaid and CHIP for individuals without verified citizenship, nationality, or satisfactory immigration status.

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 “No Medicaid for
5 Illegals Act”.

1 **SEC. 2. PROHIBITING FEDERAL FINANCIAL PARTICIPATION**
 2 **UNDER MEDICAID AND CHIP FOR INDIVID-**
 3 **UALS WITHOUT VERIFIED CITIZENSHIP, NA-**
 4 **TIONALITY, OR SATISFACTORY IMMIGRATION**
 5 **STATUS.**

6 (a) IN GENERAL.—

7 (1) MEDICAID.—Section 1903(i)(22) of the So-
 8 cial Security Act (42 U.S.C. 1396b(i)(22)) is amend-
 9 ed—

10 (A) by adding “and” at the end;

11 (B) by striking “to amounts” and inserting
 12 “to—

13 “(A) amounts”; and

14 (C) by adding at the end the following new
 15 subparagraph:

16 “(B) in the case that the State elects
 17 under section 1902(a)(46)(C) to provide for
 18 making medical assistance available to an indi-
 19 vidual during—

20 “(i) the period in which the individual
 21 is provided the reasonable opportunity to
 22 present satisfactory documentary evidence
 23 of citizenship or nationality under section
 24 1902(ee)(2)(C) or subsection (x)(4);

25 “(ii) the 90-day period described in
 26 section 1902(ee)(1)(B)(ii)(II); or

1 “(iii) the period in which the indi-
 2 vidual is provided the reasonable oppor-
 3 tunity to submit evidence indicating a sat-
 4 isfactory immigration status under section
 5 1137(d)(4),

6 amounts expended for such medical assistance,
 7 unless the citizenship or nationality of such in-
 8 dividual or the satisfactory immigration status
 9 of such individual (as applicable) is verified by
 10 the end of such period;”.

11 (2) CHIP.—Section 2107(e)(1)(N) of the So-
 12 cial Security Act (42 U.S.C. 1397gg(e)(1)(N)) is
 13 amended by striking “and (17)” and inserting
 14 “(17), and (22)”.

15 (b) ELIMINATING STATE REQUIREMENT TO PRO-
 16 VIDE MEDICAL ASSISTANCE DURING REASONABLE OP-
 17 PORTUNITY PERIOD.—

18 (1) DOCUMENTARY EVIDENCE OF CITIZENSHIP
 19 OR NATIONALITY.—Section 1903(x)(4) of the Social
 20 Security Act (42 U.S.C. 1396b(x)) is amended—

21 (A) by striking “under clauses (i) and (ii)
 22 of section 1137(d)(4)(A)” and inserting “under
 23 section 1137(d)(4)”;

24 (B) by inserting “, except that the State
 25 shall not be required to make medical assist-

1 ance available to such individual during the pe-
 2 riod in which such individual is provided such
 3 reasonable opportunity if the State has not
 4 elected the option under section
 5 1902(a)(46)(C)” before the period at the end.

6 (2) SOCIAL SECURITY DATA MATCH.—Section
 7 1902(ee) of the Social Security Act (42 U.S.C.
 8 1396a(ee)) is amended—

9 (A) in paragraph (1)(B)(ii)—

10 (i) in subclause (II), by striking “(and
 11 continues to provide the individual with
 12 medical assistance during such 90-day pe-
 13 riod)” and inserting “and, if the State has
 14 elected the option under subsection
 15 (a)(46)(C), continues to provide the indi-
 16 vidual with medical assistance during such
 17 90-day period”; and

18 (ii) in subclause (III), by inserting “,
 19 or denies eligibility for medical assistance
 20 under this title for such individual, as ap-
 21 plicable” after “under this title”; and

22 (B) in paragraph (2)(C)—

23 (i) by striking “under clauses (i) and
 24 (ii) of section 1137(d)(4)(A)” and insert-
 25 ing “under section 1137(d)(4)”; and

1 (ii) by inserting “, except that the
2 State shall not be required to make med-
3 ical assistance available to such individual
4 during the period in which such individual
5 is provided such reasonable opportunity if
6 the State has not elected the option under
7 section 1902(a)(46)(C)” before the period
8 at the end.

9 (3) INDIVIDUALS WITH SATISFACTORY IMMI-
10 GRATION STATUS.—Section 1137(d)(4) of the Social
11 Security Act (42 U.S.C. 1320b–7(d)(4)) is amend-
12 ed—

13 (A) in subparagraph (A)(ii), by inserting
14 “(except that such prohibition on delay, denial,
15 reduction, or termination of eligibility for bene-
16 fits under the Medicaid program under title
17 XIX shall apply only if the State has elected
18 the option under section 1902(a)(46)(C))” after
19 “has been provided”; and

20 (B) in subparagraph (B)(ii), by inserting
21 “(except that such prohibition on delay, denial,
22 reduction, or termination of eligibility for bene-
23 fits under the Medicaid program under title
24 XIX shall apply only if the State has elected

1 the option under section 1902(a)(46)(C))” after
 2 “status”.

3 (c) OPTION TO CONTINUE PROVIDING MEDICAL AS-
 4 SISTANCE DURING REASONABLE OPPORTUNITY PE-
 5 RIOD.—

6 (1) MEDICAID.—Section 1902(a)(46) of the So-
 7 cial Security Act (42 U.S.C. 1396a(a)(46)) is
 8 amended—

9 (A) in subparagraph (A), by striking
 10 “and” at the end;

11 (B) in subparagraph (B)(ii), by adding
 12 “and” at the end; and

13 (C) by inserting after subparagraph (B)(ii)
 14 the following new subparagraph:

15 “(C) provide, at the option of the State, for
 16 making medical assistance available—

17 “(i) to an individual described in subpara-
 18 graph (B) during the period in which such indi-
 19 vidual is provided the reasonable opportunity to
 20 present satisfactory documentary evidence of
 21 citizenship or nationality under subsection
 22 (ee)(2)(C) or section 1903(x)(4), or during the
 23 90-day period described in subsection
 24 (ee)(1)(B)(ii)(II); or

1 “(ii) to an individual who is not a citizen
2 or national of the United States during the pe-
3 riod in which such individual is provided the
4 reasonable opportunity to submit evidence indi-
5 cating a satisfactory immigration status under
6 section 1137(d)(4);”.

7 (2) CHIP.—Section 2105(c)(9) of the Social
8 Security Act (42 U.S.C. 1397ee(c)(9)) is amended
9 by adding at the end the following new subpara-
10 graph:

11 “(C) OPTION TO CONTINUE PROVIDING
12 CHILD HEALTH ASSISTANCE DURING REASON-
13 ABLE OPPORTUNITY PERIOD.—Section
14 1902(a)(46)(C) shall apply to States under this
15 title in the same manner as it applies to a State
16 under title XIX.”.

17 (d) EFFECTIVE DATE.—The amendments made by
18 this section shall apply beginning on the date of the enact-
19 ment of this Act.

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