

108TH CONGRESS
1ST SESSION

S. 1889

To amend titles XIX and XXI of the Social Security Act to permit States to cover low-income youth up to age 23 with an enhanced matching rate.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 19, 2003

Mrs. LINCOLN (for herself and Mr. BINGAMAN) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend titles XIX and XXI of the Social Security Act to permit States to cover low-income youth up to age 23 with an enhanced matching rate.

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 “Medicaid/SCHIP Optional
5 Coverage for Young Adults Act of 2003”.

6 **SEC. 2. PROVIDING STATE OPTION FOR SCHIP AND MED-**
7 **ICAID COVERAGE OF YOUNG ADULTS UP TO**
8 **AGE 23.**

9 (a) IN GENERAL.—

1 (1) MEDICAID.—(A) Section 1902(l)(1)(D) of
2 the Social Security Act (42 U.S.C. 1396a(l)(1)(D))
3 is amended by inserting “(or, at the option of the
4 State, who have not attained 20, 21, or 22 years of
5 age, as the State may elect)” after “have not at-
6 tained 19 years of age”.

7 (B) Clause (i) of section 1905(a) of the Social
8 Security Act (42 U.S.C. 1396d(a)) is amended by
9 striking “under the age of 21, or, at the option of
10 the State, under the age of 20, 19, or 18 as the
11 State may choose” and inserting “under the age of
12 23, or, at the option of the State, under the age of
13 22, 21, 20, 19, or 18 as the State may elect”.

14 (2) SCHIP.—Section 2110(c)(1) of such Act
15 (42 U.S.C. 1397jj(c)(1)) is amended by inserting
16 after “19 years of age” the following: “(or, at the
17 option of the State and subject to the availability of
18 additional allotments under section 2104(d), 20, 21,
19 22, or 23 years of age)”.

20 (b) AVAILABILITY OF ENHANCED MATCHING
21 FUNDS.—

22 (1) UNDER MEDICAID.—Section 1905 of the
23 Social Security Act (42 U.S.C. 1396d) is amended—

1 (A) in the fourth sentence of subsection
2 (b), by striking “or subsection (u)(3)” and in-
3 serting “, (u)(3), or (u)(4)(A)”;

4 (B) in subsection (u)—

5 (i) by adding at the end of paragraph
6 (1) the following new subparagraph:

7 “(C) Only with respect to expenditures de-
8 scribed in paragraph (4)(A), if the State is providing
9 for benefits under its State child health plan under
10 title XXI for children under 19 years of age exclu-
11 sively through benefits under its State plan under
12 this title, the State is also providing under such plan
13 the benefits for individuals over 18 years of age who
14 are eligible for such benefits only because of an elec-
15 tion referred to in such paragraph.”;

16 (ii) by redesignating paragraph (4) as
17 paragraph (5); and

18 (iii) by inserting after paragraph (3)
19 the following new paragraph:

20 “(4) For purposes of the fourth sentence of sub-
21 section (b) and section 2105(a), the expenditures de-
22 scribed in this paragraph are expenditures for medical as-
23 sistance for individuals who are over 18 (and less than
24 23) years of age and who are eligible for such medical

1 assistance because of an election by the State under sec-
 2 tion 1902(l)(1)(D) or clause (i) of section 1905(a).”.

3 (2) ADDITIONAL ALLOTMENTS FOR PROVIDING
 4 COVERAGE OF OPTIONAL YOUNG ADULTS.—

5 (A) IN GENERAL.—Section 2104 of such
 6 Act (42 U.S.C. 1397dd) is amended by insert-
 7 ing after subsection (c) the following:

8 “(d) ADDITIONAL ALLOTMENTS FOR THE PROVISION
 9 OF COVERAGE TO OPTIONAL YOUNG ADULTS.—

10 “(1) APPROPRIATION; TOTAL ALLOTMENT.—
 11 For the purpose of providing additional allotments
 12 to States under this title, there is appropriated, out
 13 of any money in the Treasury not otherwise appro-
 14 priated, for each of fiscal years 2004 through 2007,
 15 \$200,000,000.

16 “(2) STATE AND TERRITORIAL ALLOTMENTS.—
 17 In addition to the allotments provided under sub-
 18 sections (b) and (c), subject to paragraph (3), of the
 19 amount available for the additional allotments under
 20 paragraph (1) for a fiscal year, the Secretary shall
 21 allot to each State with a State child health plan ap-
 22 proved under this title—

23 “(A) in the case of such a State other than
 24 a commonwealth or territory described in sub-
 25 paragraph (B), the same proportion as the pro-

1 portion of the State’s allotment under sub-
2 section (b) (determined without regard to sub-
3 section (f)) to the total amount of the allot-
4 ments under subsection (b) for such States eli-
5 gible for an allotment under this paragraph for
6 such fiscal year; and

7 “(B) in the case of a commonwealth or ter-
8 ritory described in subsection (c)(3), the same
9 proportion as the proportion of the common-
10 wealth’s or territory’s allotment under sub-
11 section (c) (determined without regard to sub-
12 section (f)) to the total amount of the allot-
13 ments under subsection (c) for commonwealths
14 and territories eligible for an allotment under
15 this paragraph for such fiscal year.

16 “(3) USE OF ADDITIONAL ALLOTMENT.—Addi-
17 tional allotments provided under this subsection are
18 not available for amounts expended before October
19 1, 2003. Such amounts are available for amounts ex-
20 pended on or after such date only for—

21 “(A) expenditures described in section
22 1905(u)(4)(A); and

23 “(B) child health assistance for individuals
24 who are targeted low-income children and over
25 18 years of age and who are low-income chil-

1 dren only because of an election by the State
2 under section 2110(c)(1).”.

3 (B) CONFORMING AMENDMENTS.—Section
4 2104 of the Social Security Act (42 U.S.C.
5 1397dd) is amended—

6 (i) in subsection (a), in the matter
7 preceding paragraph (1), by inserting
8 “subject to subsection (d),” after “under
9 this section,”;

10 (ii) in subsection (b)(1), by inserting
11 “and subsection (d)” after “Subject to
12 paragraph (4)”;

13 (iii) in subsection (c)(1), by inserting
14 “subject to subsection (d),” after “for a
15 fiscal year,”.

16 (c) EFFECTIVE DATE.—The amendments made by
17 this section apply to items and services furnished on or
18 after October 1, 2003, without regard to whether regula-
19 tions implementing such amendments have been promul-
20 gated.

21 **SEC. 3. GRANTS TO IMPLEMENT MEDICAID AND SCHIP EX-**
22 **PANSIONS.**

23 (a) IN GENERAL.—The Secretary of Health and
24 Human Services shall provide for grants to small and
25 rural States (as defined by the Secretary) in order to en-

1 able such States to implement expansions of eligibility for
2 children and young adults their State medicaid plans
3 under title XIX of the Social Security Act and State child
4 health plans under title XXI of such Act. Such grants
5 shall be available for planning, implementation, and out-
6 reach with respect to such expanded eligibility populations.

7 (b) TERMS AND CONDITIONS.—Grants under this
8 section shall be made available under such terms and con-
9 ditions, including the approval of a grant application, as
10 the Secretary shall specify.

11 (c) AUTHORIZATION OF APPROPRIATIONS.—There
12 are authorized to be appropriated such sums as may be
13 necessary to provide for grants under this section.

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