

109TH CONGRESS
1ST SESSION

H. R. 3671

To amend title XIX of the Social Security Act to authorize the Secretary of Health and Human Services to provide 100 percent as the Federal medical assistance percentage for displaced Medicaid recipients receiving medical assistance outside their State of residence due to a declared public health emergency.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 7, 2005

Mr. GENE GREEN of Texas 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 authorize the Secretary of Health and Human Services to provide 100 percent as the Federal medical assistance percentage for displaced Medicaid recipients receiving medical assistance outside their State of residence due to a declared public health emergency.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. AUTHORIZING 100 PERCENT FMAP UNDER MED-**
2 **ICAID FOR OUT-OF-STATE MEDICAL ASSIST-**
3 **ANCE FURNISHED DURING A DECLARED PUB-**
4 **LIC HEALTH EMERGENCY.**

5 (a) IN GENERAL.—Section 1905(b) of the Social Se-
6 curity Act (42 U.S.C. 1396d(b)) is amended by adding
7 at the end the following: “Notwithstanding the first sen-
8 tence of this subsection, the Secretary may provide that
9 the Federal medical assistance percentage applied under
10 this title shall be 100 percent with respect to medical as-
11 sistance for items and services furnished to individuals
12 who were residents of an area in which a public health
13 emergency has been declared under section 319 of the
14 Public Health Service Act but who left such area in a
15 State and are furnished such items and services in another
16 State during the period in which such public health emer-
17 gency is in effect in such area.”.

18 (b) EFFECTIVE DATE.—The amendment made by
19 subsection (a) shall apply to items and services furnished
20 on or after August 29, 2005, for public health emergencies
21 declared on or after such date.

○