

111TH CONGRESS
2D SESSION

H. R. 4708

To amend titles XIX and XXI of the Social Security Act to require citizenship and immigration verification of eligibility under Medicaid and the State Children’s Health Insurance Program.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 25, 2010

Mr. TIAHRT (for himself, Mr. HELLER, Mr. BILBRAY, Mrs. MYRICK, and Mr. JONES) 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 require citizenship and immigration verification of eligibility under Medicaid and the State Children’s Health Insurance Program.

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 “Reinstatement of Per-
5 sonal Responsibility for Immigrants Act of 2010”.

1 **SEC. 2. REINSTATEMENT OF 5-YEAR BAN FOR LEGAL IMMI-**
2 **GRANTS.**

3 (a) IN GENERAL.—Section 1903(v) of the Social Se-
4 curity Act (42 U.S.C. 1396b(v)) is amended—

5 (1) in paragraph (1), by striking “paragraphs
6 (2) and (4)” and inserting “paragraph (2)”; and
7 (2) by striking paragraph (4).

8 (b) CONFORMING SCHIP AMENDMENT.—Section
9 2107(e)(1) of such Act (42 U.S.C. 1397gg(e)(1)) is
10 amended by striking subparagraph (E).

11 (c) EFFECTIVE DATE.—The amendments made by
12 this section shall apply to medical assistance and child
13 health assistance for items and services furnished on or
14 after the first day of the first month beginning more than
15 60 days after the date of the enactment of this Act.

16 **SEC. 3. REQUIREMENT FOR USE OF SAVE PROGRAM UNDER**
17 **SCHIP.**

18 (a) IN GENERAL.—Section 1137(b)(2) of the Social
19 Security Act (42 U.S.C. 1337(b)(2)) is amended by insert-
20 ing before the semicolon at the end the following: “and
21 the State children’s health insurance program under title
22 XXI of this Act”.

23 (b) CONFORMING AMENDMENTS.—Section 2107(e)
24 of such Act (42 U.S.C. 1397gg(e)) is amended—

25 (1) by adding at the end of paragraph (1) the
26 following new subparagraph:

1 “(M) Sections 1902(a)(46), 1903(a)(4),
 2 1903(i)(22), and 1903(x) (relating to applica-
 3 tion of SAVE program).”; and
 4 (2) by adding at the end of paragraph (2) the
 5 following new subparagraph:

6 “(H) Section 1137 (relating to the SAVE
 7 program).”.

8 (c) EFFECTIVE DATE.—The amendments made by
 9 this section shall apply to determinations (and redeter-
 10 minations) of eligibility made on or after the first day of
 11 the first month beginning more than 60 days after the
 12 date of the enactment of this Act.

13 **SEC. 4. APPLICATION OF PRE-CHIPRA CITIZENSHIP**
 14 **VERIFICATION PROCEDURES UNDER MED-**
 15 **ICAID AND SCHIP.**

16 (a) IN GENERAL.—Section 1902 of the Social Secu-
 17 rity Act (42 U.S.C. 1396a) is amended—

18 (1) in subsection (a)(46)(B), by striking “the
 19 requirements of” and all that follows and inserting
 20 “the requirements of section 1903(x);”; and

21 (2) by striking subsection (ee).

22 (b) CONFORMING AMENDMENTS.—

23 (1) IN GENERAL.—Section 1903 of such Act
 24 (42 U.S.C. 1396b) is amended—

25 (A) in subsection (a)(3)—

1 (i) in subparagraph (E), by striking
2 “and” at the end and inserting “plus”;
3 and

4 (ii) by striking the subparagraph (F)
5 relating to implementation of section
6 1902(ee);

7 (B) in subsection (i)(22), by striking
8 “1902(a)(46)(B)” and inserting “1903(x)”; and

9 (C) in subsection (x)(1), by striking “sec-
10 tion 1902(a)(46)(B)(i)” and inserting “section
11 1902(a)(46)(B) and subsection (i)(22)”.

12 (2) SCHIP.—Section 2105(c)(9) of such Act
13 (42 U.S.C. 1397ee(c)(9)) is amended by striking
14 subparagraph (B).

15 (c) RESCISSION OF UNOBLIGATED AMOUNTS.—
16 Amounts appropriated under section 211(a)(4) of the
17 Children’s Health Insurance Program Reauthorization
18 Act of 2009 (Public Law 111–3) which are not obligated
19 as of the date of the enactment of this Act are hereby
20 rescinded.

21 (d) EFFECTIVE DATE.—The amendments made by
22 this section shall apply to determinations (and redeter-
23 minations) of eligibility made on or after the first day of

- 1 the first month beginning more than 60 days after the
- 2 date of the enactment of this Act.

