

111TH CONGRESS
1ST SESSION

S. 214

To amend title XXI of the Social Security Act to permit qualifying States to use their allotments under the State Children’s Health Insurance Program for any fiscal year for certain Medicaid expenditures.

IN THE SENATE OF THE UNITED STATES

JANUARY 12, 2009

Mr. BINGAMAN (for himself, Mr. LEAHY, Mr. LIEBERMAN, and Mr. CARDIN) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XXI of the Social Security Act to permit qualifying States to use their allotments under the State Children’s Health Insurance Program for any fiscal year for certain Medicaid expenditures.

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 “Children’s Health Eq-
5 uity Technical Amendments Act of 2009”.

1 **SEC. 2. AUTHORITY FOR QUALIFYING STATES TO USE CHIP**
2 **ALLOTMENT FOR ANY FISCAL YEAR FOR CER-**
3 **TAIN MEDICAID EXPENDITURES.**

4 (a) **ELIMINATION OF FISCAL YEAR AND PERCENT-**
5 **AGE LIMITATIONS.—**

6 (1) **IN GENERAL.—**Section 2105(g)(1)(A) of the
7 Social Security Act (42 U.S.C. 1397ee(g)(1)(A)), as
8 amended by section 201(b)(1) of the Medicare, Med-
9 icaid, and SCHIP Extension Act of 2007 (Public
10 Law 110–173), is amended by striking “not more
11 than 20 percent of any allotment under section 2104
12 for fiscal year 1998, 1999, 2000, 2001, 2004, 2005,
13 2006, 2007, 2008, or 2009” and inserting “a fiscal
14 year allotment under section 2104”.

15 (2) **CONFORMING AMENDMENT.—**Effective as if
16 included in the enactment of section 201(b) of the
17 Medicare, Medicaid, and SCHIP Extension Act of
18 2007 (Public Law 110–173), paragraph (2) of that
19 section is repealed.

20 (b) **MODIFICATION OF ALLOWABLE EXPENDI-**
21 **TURES.—**Section 2105(g)(1)(B)(ii) of such Act (42 U.S.C.
22 1397ee(g)(1)(B)(ii)) is amended by striking “150” and in-
23 serting “125”.

1 (c) EFFECTIVE DATE.—The amendments made by
2 this section shall take effect on October 1, 2008, and shall
3 apply to expenditures made on or after that date.

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