

112TH CONGRESS  
1ST SESSION

# H. R. 340

To amend title XIX of the Social Security Act to remove the exclusion from medical assistance under the Medicaid Program of items and services for patients in an institution for mental diseases.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 19, 2011

Ms. EDDIE BERNICE JOHNSON of Texas introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend title XIX of the Social Security Act to remove the exclusion from medical assistance under the Medicaid Program of items and services for patients in an institution for mental diseases.

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. REMOVAL OF MEDICAID EXCLUSION FROM**  
2 **MEDICAL ASSISTANCE OF ITEMS AND SERV-**  
3 **ICES FURNISHED TO PATIENTS IN AN INSTI-**  
4 **TUTION FOR MENTAL DISEASES.**

5 (a) IN GENERAL.—The first sentence of section  
6 1905(a) of the Social Security Act (42 U.S.C. 1396d(a))  
7 is amended, in the matter following paragraph (29)—

8 (1) by striking “such term does not include—  
9 ” and “(A) any” and inserting “such term does not  
10 include any”;

11 (2) by striking “; or” and inserting a period;  
12 and

13 (3) by striking subparagraph (B).

14 (b) CONFORMING AMENDMENTS TO PERMIT MED-  
15 ICAL ASSISTANCE FOR IMD PATIENTS UNDER 65 YEARS  
16 OF AGE.—The following provisions of such Act are each  
17 amended by striking “65 years of age or older” each place  
18 it appears:

19 (1) Paragraphs (20) and (21) of section  
20 1902(a) (42 U.S.C. 1396b(a)).

21 (2) Section 1905(a)(14) (42 U.S.C.  
22 1396d(a)(14)).

23 (3) Section 1919(d)(7)(B)(i)(I) (42 U.S.C.  
24 1396r(d)(7)(B)(i)(I)).

25 (c) EFFECTIVE DATE.—The amendments made by  
26 this section shall take effect on October 1, 2011, and shall

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- 1 apply to items and services furnished on or after such
- 2 date.

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