

113TH CONGRESS
1ST SESSION

H. R. 1703

To amend title XIX of the Social Security Act to permit States to reduce the amount of home equity that is exempted for purposes of determining eligibility for long-term care assistance under Medicaid and to eliminate the State Medicaid maintenance of effort requirement established under Public Law 111–148 with respect to eligibility standards to obtain Medicaid assistance for long-term care services.

IN THE HOUSE OF REPRESENTATIVES

APRIL 24, 2013

Mr. BOUSTANY (for himself, Mrs. BLACKBURN, Mr. GINGREY of Georgia, and Mr. TIBERI) 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 permit States to reduce the amount of home equity that is exempted for purposes of determining eligibility for long-term care assistance under Medicaid and to eliminate the State Medicaid maintenance of effort requirement established under Public Law 111–148 with respect to eligibility standards to obtain Medicaid assistance for long-term care services.

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. SHORT TITLE.**

2 This Act may be cited as the “Medicaid Program In-
3 tegrity Act of 2013”.

4 **SEC. 2. STATE OPTION TO REDUCE MEDICAID HOME EQ-
5 UITY EXEMPTION AMOUNT.**

6 (a) IN GENERAL.—Section 1917(f)(1) of the Social
7 Security Act (42 U.S.C. 1396p(f)(1)) is amended—

8 (1) in subparagraph (B), by striking
9 “‘\$500,000’, an amount that exceeds such amount,
10 but does not exceed \$750,000” and by inserting the
11 following: “\$500,000—

12 “(i) an amount that exceeds such
13 amount, but does not exceed \$750,000; or

14 “(ii) an amount that is less than such
15 amount, but is not less than \$50,000.”;

16 and

17 (2) in subparagraph (C)—

18 (A) by inserting “(or beginning in 2014 in
19 the case of subparagraph (B)(ii))” after “begin-
20 ning with 2011”; and

21 (B) by inserting “(or nearest \$100 in the
22 case of subparagraph (B)(ii))” after “nearest
23 \$1,000”.

24 (b) EFFECTIVE DATE.—The amendment made by
25 subsection (a) shall apply to individuals who are deter-
26 mined eligible for medical assistance with respect to nurs-

1 ing facility services or other long-term care services based
 2 on an application filed on or after the date of the enact-
 3 ment of this Act.

4 **SEC. 3. ELIMINATION OF ACA MAINTENANCE OF EFFORT**
 5 **REQUIREMENTS WITH RESPECT TO MED-**
 6 **ICAID ELIGIBILITY FOR LONG-TERM CARE**
 7 **SERVICES.**

8 (a) IN GENERAL.—Section 1902(gg) of the Social Se-
 9 curity Act (42 U.S.C. 1396a(gg)) is amended by adding
 10 at the end the following new paragraph:

11 “(5) NONAPPLICATION IN CASE OF ELIGIBILITY
 12 FOR MEDICAL ASSISTANCE FOR LONG-TERM CARE
 13 SERVICES.—The requirement under paragraph (1)
 14 shall not apply to changes in standards (such as
 15 counting the value of life estates as a resource,
 16 counting the value of savings bonds in the year of
 17 their purchase, and not excluding the unpaid balance
 18 of an annuity as a resource) established for eligi-
 19 bility for medical assistance for long-term care serv-
 20 ices described in section 1917(c)(1)(C) so long as
 21 such changes would have been permitted under the
 22 law as in effect before the date of the enactment of
 23 Public Law 111–148.”.

24 (b) EFFECTIVE DATE.—The amendment made by
 25 subsection (a) shall apply to standards for eligibility deter-

1 minations made on or after the date of the enactment of
2 this Act.

