

116TH CONGRESS
2D SESSION

H. R. 8836

To amend title XIX of the Social Security Act to prohibit estate recovery from certain expansion individuals under the Medicaid program.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 2, 2020

Mr. KING of Iowa 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 prohibit estate recovery from certain expansion individuals under the Medicaid 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 “Housing And Medicaid
5 Legislation for Expansion Targets Act” or the “HAMLET
6 Act”.

1 **SEC. 2. PROHIBITING ESTATE RECOVERY FROM CERTAIN**
2 **EXPANSION INDIVIDUALS UNDER THE MED-**
3 **ICAID PROGRAM.**

4 Section 1917 of the Social Security Act (42 U.S.C.
5 1396p) is amended by adding at the end the following new
6 subsection:

7 “(i) PROHIBITION ON ESTATE RECOVERY FROM
8 CERTAIN EXPANSION INDIVIDUALS.—

9 “(1) IN GENERAL.—Notwithstanding any other
10 provision of this section, no recovery or adjustment
11 may be made with respect to the estate of an indi-
12 vidual described in section 1902(a)(10)(A)(i)(VIII)
13 for medical assistance furnished under a State plan
14 (or waiver of such plan) under this title.

15 “(2) COMPENSATION FOR PAST RECOVERY.—A
16 State shall provide for the repayment of any
17 amounts recovered or adjusted during the period be-
18 ginning on January 1, 2014, and ending on the date
19 of the enactment of this subsection from the estate
20 of an individual described in paragraph (1) for med-
21 ical assistance furnished under the State plan of
22 such State (or waiver of such plan).”.

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