

117TH CONGRESS
1ST SESSION

H. R. 871

To amend title XIX of the Social Security Act to provide a temporary increase in FMAP for medical assistance under State Medicaid plans which begin to expend amounts for newly eligible mandatory individuals.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2021

Mrs. FLETCHER 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 provide a temporary increase in FMAP for medical assistance under State Medicaid plans which begin to expend amounts for newly eligible mandatory individuals.

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 “Expand Medicaid Now
5 Act”.

1 **SEC. 2. TEMPORARY INCREASE IN FMAP FOR MEDICAL AS-**
 2 **SISTANCE UNDER STATE MEDICAID PLANS**
 3 **WHICH BEGIN TO EXPEND AMOUNTS FOR**
 4 **NEWLY ELIGIBLE MANDATORY INDIVIDUALS.**

5 Section 1905 of the Social Security Act (42 U.S.C.
 6 1396d) is amended—

7 (1) in subsection (b), in the first sentence, by
 8 striking “and (ff)” and inserting “(ff), and (hh)”;
 9 and

10 (2) by adding at the end the following new sub-
 11 section:

12 “(hh) TEMPORARY INCREASE IN FMAP FOR MED-
 13 ICAL ASSISTANCE UNDER STATE MEDICAID PLANS
 14 WHICH BEGIN TO EXPEND AMOUNTS FOR ALL NEWLY
 15 ELIGIBLE MANDATORY INDIVIDUALS.—

16 “(1) IN GENERAL.—Subject to paragraph (2),
 17 for the 8-quarter period beginning with the first cal-
 18 endar quarter during which a qualifying State (as
 19 defined in paragraph (4)) expends amounts for all
 20 newly eligible individuals described in section
 21 1902(a)(10)(A)(i)(VIII) under the State plan (or
 22 waiver of such plan), the Federal medical assistance
 23 percentage determined under subsection (b) for such
 24 State shall be increased by 5 percentage points.

25 “(2) EXCEPTION.—In the case of a State that
 26 ceases to provide medical assistance to any newly eli-

1 gible individual under the State plan (or waiver of
 2 such plan) during a quarter occurring during the pe-
 3 riod described in paragraph (1), the increase de-
 4 scribed in such paragraph shall not apply with re-
 5 spect to such State and such quarter (or any suc-
 6 ceeding quarter).

7 “(3) SPECIAL APPLICATION RULES.—Any in-
 8 crease described in paragraph (1)—

9 “(A) shall not apply with respect to dis-
 10 proportionate share hospital payments described
 11 in section 1923;

12 “(B) shall not be taken into account in cal-
 13 culating the enhanced FMAP of a State under
 14 section 2105; and

15 “(C) shall not be taken into account for
 16 purposes of part A, D, or E of title IV.

17 “(4) DEFINITION.—For purposes of this sub-
 18 section, the term ‘qualifying State’ means a State
 19 which has not expended amounts for all newly eligi-
 20 ble individuals described in section
 21 1902(a)(10)(A)(i)(VIII) before the date of the enact-
 22 ment of this subsection.”.

○