

AMENDMENT NO. _____ Calendar No. _____

Purpose: To unify the Medicaid expansion.

IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.

H. R. 1

To provide for reconciliation pursuant to title II of H. Con.
Res. 14.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. SCOTT of Florida (for himself, Mr. CRAPO, Mr. JOHNSON, Mr. LEE, and Ms. LUMMIS) to the amendment (No. 2360) proposed by Mr. GRAHAM

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____ . GRANDFATHERING OF MEDICAID EXPANSION**
3 **AND UNIFYING FMAP FOR EXPANSION**
4 **STATES.**

5 (a) IN GENERAL.—Title XIX of the Social Security
6 Act (42 U.S.C. 1396 et seq.), as amended by section
7 71121(a), is amended—

8 (1) in section 1902 (42 U.S.C. 1396a)—

9 (A) in subsection (a)(10)(A)—

1 (i) in clause (i)(VIII), by inserting
2 “and ending December 31, 2030,” after
3 “2014,”;

4 (ii) in clause (ii)(XX), by inserting
5 “and ending December 31, 2030,” after
6 “2014,”; and

7 (iii) in clause (ii), by adding at the
8 end the following new subclause:

9 “(XXIV) beginning January 1,
10 2031—

11 “(aa) who are expansion enrollees
12 (as defined in subsection (yy)(1)); or

13 “(bb) who are grandfathered ex-
14 pansion enrollees (as defined in sub-
15 section (yy)(2));”; and

16 (B) by adding at the end the following new
17 subsection:

18 “(yy) EXPANSION ENROLLEES.—For purposes of
19 this subsection:

20 “(1) EXPANSION ENROLLEE.—The term ‘ex-
21 pansion enrollee’ means an individual—

22 “(A) who is under 65 years of age;

23 “(B) who is not pregnant;

1 “(C) who is not entitled to, or enrolled for,
2 benefits under part A of title XVIII, or enrolled
3 for benefits under part B of title XVIII;

4 “(D) who is not described in any of sub-
5 clauses (I) through (VII) of subsection
6 (a)(10)(A)(i); and

7 “(E) whose income (as determined under
8 subsection (e)(14)) does not exceed 133 percent
9 of the poverty line (as defined in section
10 2110(c)(5)) applicable to a family of the size in-
11 volved.

12 “(2) GRANDFATHERED EXPANSION ENROLL-
13 EES.—The term ‘grandfathered expansion enrollee’
14 means an expansion enrollee who—

15 “(A) was enrolled under the State plan
16 under this title (or under a waiver of such plan)
17 as of December 31, 2030; and

18 “(B) does not have a break in eligibility
19 for medical assistance under such State plan
20 (or waiver) for more than one month after such
21 date.

22 “(3) APPLICATION OF RELATED PROVISIONS.—
23 Any reference in subsection (a)(10)(G), (k), or (gg)
24 of this section or in section 1903, 1905(a), 1920(e),
25 or 1937(a)(1)(B) to individuals described in sub-

1 clause (VIII) of subsection (a)(10)(A)(i) shall be
2 deemed to include a reference to expansion enrollees
3 (including grandfathered expansion enrollees).”; and

4 (2) in section 1905(y)(1) (42 U.S.C.
5 1396d(y)(1)), in the matter preceding subparagraph
6 (A)—

7 (A) by inserting “and that has elected to
8 cover newly eligible individuals before January
9 1, 2031” after “that is one of the 50 States or
10 the District of Columbia”; and

11 (B) by inserting after “subclause (VIII) of
12 section 1902(a)(10)(A)(i)” the following: “who,
13 for periods after December 31, 2030, are
14 grandfathered expansion enrollees (as defined in
15 section 1902(yy)(2))”.