

117TH CONGRESS 1ST SESSION H.R. 2170

To amend title XIX of the Social Security Act to improve access to adult vaccines under Medicaid.

IN THE HOUSE OF REPRESENTATIVES

March 23, 2021

Mr. Soto 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 improve access to adult vaccines under Medicaid.

- 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 "Helping Adults Protect
- 5 Immunity Act" or the "HAPI Act".
- 6 SEC. 2. IMPROVING ACCESS TO ADULT VACCINES UNDER
- 7 **MEDICAID.**
- 8 (a) Requiring Medicaid Plans to Cover Adult
- 9 Vaccinations.—Section 1902(a)(10)(A) of the Social Se-
- 10 curity Act (42 U.S.C. 1396a(a)(10)(A)) is amended in the

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matter preceding clause (i) by inserting "(13)(B)," after
   "(5),".
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 3
        (b) No Cost Sharing for Vaccinations.—
 4
             (1) General cost-sharing limitations.—
 5
        Section 1916 of the Social Security Act (42 U.S.C.
 6
        13960) is amended—
 7
                  (A) in subsection (a)(2)—
 8
                      (i) in subparagraph (F), by striking ",
 9
                  or" and inserting a comma;
10
                      (ii) in subparagraph (G), by striking
                  "; and" and inserting ", or"; and
11
12
                      (iii) by adding at the end the fol-
13
                  lowing new subparagraph:
14
                  "(H)
                                    described
                         vaccines
                                                in
                                                     section
15
             1905(a)(13)(B) (and the administration of such
16
             vaccines); and"; and
17
                  (B) in subsection (b)(2)—
18
                      (i) in subparagraph (F), by striking ",
19
                  or" and inserting a comma;
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                      (ii) in subparagraph (G), by striking
                  "; and" and inserting ", or"; and
21
22
                      (iii) by adding at the end the fol-
23
                  lowing new subparagraph:
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1	"(H) vaccines described in section
2	1905(a)(13)(B) (and the administration of such
3	vaccines); and".
4	(2) Application to alternative cost-shar-
5	ING.—Section 1916A(b)(3)(B) of the Social Security
6	Act (42 U.S.C. 1396o-1(b)(3)(B)) is amended by
7	adding at the end the following new clause:
8	"(xii) Vaccines described in section
9	1905(a)(13)(B) (and the administration of
10	such vaccines).".
11	(c) Enhanced Fmap for Adult Vaccines.—Sec-
12	tion 1905(b) of the Social Security Act (42 U.S.C.
13	1396d(b)) is amended—
14	(1) by striking "and (5)" and inserting "(5)";
15	(2) by striking "services and vaccines described
16	in subparagraphs (A) and (B) of subsection (a)(13),
17	and prohibits cost-sharing for such services and vac-
18	cines" and inserting "services described in sub-
19	section (a)(13)(A), and prohibits cost-sharing for
20	such services";
21	(3) by striking "medical assistance for such
22	services and vaccines" and inserting "medical assist-
23	ance for such services"; and
24	(4) by inserting ", and (6) with respect to med-
25	ical assistance for vaccines described in subsection

1 (a)(13)(B), the Federal medical assistance percent-2 age, as determined under this subsection and sub-3 section (y) (without regard to paragraph (1)(C) of 4 such subsection), shall be increased by 1 percentage 5 point" before the first period.

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