

116TH CONGRESS
2D SESSION

S. 4705

To amend title XIX requiring coverage under Medicaid of vaccines for pregnant women.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 24, 2020

Mr. CASSIDY (for himself and Ms. HASSAN) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To amend title XIX requiring coverage under Medicaid of vaccines for pregnant women.

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 “Maternal Immuniza-
5 tion Coverage Act”.

6 **SEC. 2. MANDATORY COVERAGE UNDER MEDICAID OF VAC-**
7 **CINES FOR PREGNANT WOMEN.**

8 (a) IN GENERAL.—Section 1905(a)(4) of the Social
9 Security Act (42 U.S.C. 1396d(a)(4)) is amended—

1 (1) by striking “and (D)” and inserting “(D)”;
 2 and

3 (2) by inserting after “subsection (bb))” the
 4 following: “; and (E) for individuals who are eligible
 5 under the State plan or a waiver of such plan and
 6 are pregnant (including individuals whose eligibility
 7 for medical assistance is on the basis of being preg-
 8 nant and limited to services related to pregnancy),
 9 approved vaccines recommended for such individuals
 10 by the Advisory Committee on Immunization Prac-
 11 tices and the administration of such vaccines to such
 12 individuals”.

13 (b) PROHIBITION OF COST SHARING.—

14 (1) IN GENERAL.—Section 1916 of the Social
 15 Security Act (42 U.S.C. 1396o) is amended, in each
 16 of subsections (a)(2)(B) and (b)(2)(B)—

17 (A) by striking “and counseling” and in-
 18 serting “counseling”; and

19 (B) by inserting “, and vaccines described
 20 in section 1905(a)(4)(E) that are furnished to
 21 pregnant women and the administration of such
 22 vaccines” after “section 1905(bb)(2)(A)”.

23 (2) APPLICATION TO ALTERNATIVE COST SHAR-
 24 ING.—Section 1916A(b)(3)(B)(iii) of the Social Se-

1 security Act (42 U.S.C. 1396o–1(b)(3)(B)(iii)) is
2 amended—

3 (A) by striking “and counseling” and in-
4 serting “counseling”; and

5 (B) by inserting “, and vaccines described
6 in section 1905(a)(4)(E) that are furnished to
7 pregnant women and the administration of such
8 vaccines” after “section 1905(bb)(2)(A)” before
9 the period.

10 (c) EFFECTIVE DATE.—

11 (1) IN GENERAL.—Except as provided in para-
12 graph (2), the amendments made by this section
13 shall take effect on the date of enactment of this
14 Act.

15 (2) DELAY PERMITTED IF STATE LEGISLATION
16 REQUIRED.—In the case of a State plan under title
17 XIX of the Social Security Act (42 U.S.C. 1396 et
18 seq.) which the Secretary of Health and Human
19 Services determines requires State legislation (other
20 than legislation appropriating funds) in order for the
21 plan to meet the additional requirements imposed by
22 the amendments made by this section, the State
23 plan shall not be regarded as failing to comply with
24 the requirements of such title solely on the basis of
25 the failure of the plan to meet such additional re-

1 quirements before the first day of the first calendar
2 quarter beginning after the close of the first regular
3 session of the State legislature that begins after the
4 date of enactment of this Act. For purposes of the
5 previous sentence, in the case of a State that has a
6 2-year legislative session, each year of such session
7 shall be deemed to be a separate regular session of
8 the State legislature.

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