

116TH CONGRESS
2D SESSION

H. R. 6273

To amend title XI of the Social Security Act to increase allotments under the Medicaid program for territories of the United States, to provide for a temporary increase in the Federal medical assistance percentage for States under the Medicaid program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 13, 2020

Mr. BUTTERFIELD introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend title XI of the Social Security Act to increase allotments under the Medicaid program for territories of the United States, to provide for a temporary increase in the Federal medical assistance percentage for States under the Medicaid program, and for other purposes.

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 “Protecting Vulnerable
5 Americans in Times of Crisis Act of 2020”.

1 **SEC. 2. TEMPORARY INCREASE OF MEDICAID FMAP.**

2 (a) IN GENERAL.—Subject to subsection (b), for each
3 calendar quarter occurring during the period beginning on
4 the first day of the emergency period defined in paragraph
5 (1)(B) of section 1135(g) of the Social Security Act (42
6 U.S.C. 1320b–5(g)) and ending on the last day of the cal-
7 endar quarter in which the last day of such emergency
8 period occurs, the Federal medical assistance percentage
9 determined for each State, including the District of Co-
10 lumbia, American Samoa, Guam, the Commonwealth of
11 the Northern Mariana Islands, Puerto Rico, and the
12 United States Virgin Islands, under section 1905(b) of the
13 Social Security Act (42 U.S.C. 1396d(b)) shall be in-
14 creased by 8 percentage points.

15 (b) REQUIREMENT FOR ALL STATES.—A State de-
16 scribed in subsection (a) may not receive the increase de-
17 scribed in such subsection in the Federal medical assist-
18 ance percentage for such State, with respect to a quarter,
19 if—

20 (1) eligibility standards, methodologies, or pro-
21 cedures under the State plan of such State under
22 title XIX of the Social Security Act (42 U.S.C. 1396
23 et seq.) (including any waiver under such title or
24 section 1115 of such Act (42 U.S.C. 1315)) are
25 more restrictive during such quarter than the eligi-
26 bility standards methodologies, or procedures, re-

1 spectively, under such plan (or waiver) as in effect
2 on January 1, 2020;

3 (2) the amount of any premium imposed by the
4 State pursuant to section 1916 or 1916A of such
5 Act (42 U.S.C. 1396o, 1396o–1) during such quar-
6 ter, with respect to an individual enrolled under such
7 plan (or waiver), exceeds the amount of such pre-
8 mium as of January 1, 2020;

9 (3) the State terminates or denies the enroll-
10 ment of any individual under such plan (or waiver)
11 during such quarter for a reason other than a fail-
12 ure to satisfy financial, categorical, and State resi-
13 dency requirements (as applicable) under such plan
14 (or waiver);

15 (4) the State does not provide coverage under
16 such plan (or waiver), without the imposition of cost
17 sharing, during such quarter for any testing services
18 and treatments for COVID-19, including vaccines,
19 specialized equipment, and therapies; or

20 (5) the State conducts during such quarter
21 periodic income checks, including automated income
22 checks, or eligibility redeterminations under such
23 plan (or waiver) at a rate more frequent than once
24 every 12 months.

1 (c) REQUIREMENT FOR CERTAIN STATES.—Section
 2 1905(cc) of the Social Security Act (42 U.S.C. 1396d(cc))
 3 is amended by striking “American Recovery and Reinvest-
 4 ment Act of 2009.” and inserting “and section 2 of the
 5 Protecting Vulnerable Americans in Times of Crisis Act,
 6 except that in applying such treatments to the increases
 7 in the Federal medical assistance percentage under such
 8 section 2, the reference to ‘December 31, 2009’ shall be
 9 deemed to be a reference to ‘March 11, 2020’.”.

10 **SEC. 3. INCREASE IN MEDICAID ALLOTMENTS FOR TERRI-**
 11 **TORIES.**

12 Section 1108(g) of the Social Security Act (42 U.S.C.
 13 1308(g)) is amended—

14 (1) in paragraph (2)—

15 (A) in subparagraph (B)—

16 (i) in clause (i), by striking “and” at
 17 the end;

18 (ii) in clause (ii), by striking “for each
 19 of fiscal years 2020 through 2021,
 20 \$126,000,000;” and inserting “for fiscal
 21 year 2020, \$129,500,000; and”; and

22 (iii) by adding at the end the fol-
 23 lowing new clause:

24 “(iii) for fiscal year 2021,
 25 \$128,500,000;”;

1 (B) in subparagraph (C)—

2 (i) in clause (i), by striking “and” at
3 the end;

4 (ii) in clause (ii), by striking “for each
5 of fiscal years 2020 through 2021,
6 \$127,000,000;” and inserting “for fiscal
7 year 2020, \$132,000,000; and”; and

8 (iii) by adding at the end the fol-
9 lowing new clause:

10 “(iii) for fiscal year 2021,
11 \$130,500,000;”;

12 (C) in subparagraph (D)—

13 (i) in clause (i), by striking “and” at
14 the end;

15 (ii) in clause (ii), by striking “for each
16 of fiscal years 2020 through 2021,
17 \$60,000,000; and” and inserting “for fis-
18 cal year 2020, \$64,000,000; and”; and

19 (iii) by adding at the end the fol-
20 lowing new clause:

21 “(iii) for fiscal year 2021,
22 \$63,000,000; and”; and

23 (D) in subparagraph (E)—

24 (i) in clause (i), by striking “and” at
25 the end;

1 (ii) in clause (ii), by striking “for each
2 of fiscal years 2020 through 2021,
3 \$84,000,000.” and inserting “for fiscal
4 year 2020, \$87,000,000; and”; and

5 (iii) by adding at the end the fol-
6 lowing new clause:

7 “(iii) for fiscal year 2021,
8 \$86,000,000.”; and

9 (2) in paragraph (6)(A)—

10 (A) in clause (i), by striking
11 “\$2,623,188,000” and inserting
12 “\$2,743,188,000”; and

13 (B) in clause (ii), by striking
14 “\$2,719,072,000” and inserting
15 “\$2,804,072,000”.

○