

114TH CONGRESS
1ST SESSION

H. R. 1361

To amend title XIX of the Social Security Act to eliminate the State option to reduce the home equity exemption amount for purposes of eligibility for long-term care assistance under Medicaid, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 13, 2015

Mr. GUTHRIE 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 eliminate the State option to reduce the home equity exemption amount for purposes of eligibility for long-term care assistance under Medicaid, 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 “Medicaid Home Owner
5 Maximum Equity Improvement Act” or the “Medicaid
6 HOME Improvement Act”.

1 **SEC. 2. ELIMINATING STATE OPTION TO REDUCE MED-**
2 **ICAID HOME EQUITY EXEMPTION AMOUNT**
3 **FOR PURPOSES OF DETERMINING ELIGI-**
4 **BILITY FOR LONG-TERM CARE ASSISTANCE.**

5 (a) IN GENERAL.—Section 1917(f)(1) of the Social
6 Security Act (42 U.S.C. 1396p(f)(1)) is amended—

7 (1) in subparagraph (A), by striking “subpara-

8 graphs (B) and (C)” and inserting “subparagraph

9 (B)”;

10 (2) by striking subparagraph (B);

11 (3) by redesignating subparagraph (C) as sub-

12 paragraph (B); and

13 (4) in subparagraph (B), as so redesignated, by

14 striking “dollar amounts specified in this para-

15 graph” and inserting “dollar amount specified in

16 subparagraph (A)”.

17 (b) EFFECTIVE DATE.—

18 (1) IN GENERAL.—The amendments made by

19 subsection (a) shall apply with respect to eligibility

20 determinations made after the date that is 180 days

21 after the date of the enactment of this section.

22 (2) EXCEPTION FOR STATE LEGISLATION.—In

23 the case of a State plan under title XIX of the So-

24 cial Security Act that the Secretary of Health and

25 Human Services determines requires State legisla-

26 tion in order for the respective plan to meet any re-

1 requirement imposed by amendments made by this
2 section, the respective plan shall not be regarded as
3 failing to comply with the requirements of such title
4 solely on the basis of its failure to meet such an ad-
5 ditional requirement before the first day of the first
6 calendar quarter beginning after the close of the
7 first regular session of the State legislature that be-
8 gins after the date of the enactment of this Act. For
9 purposes of the previous sentence, in the case of a
10 State that has a 2-year legislative session, each year
11 of the session shall be considered to be a separate
12 regular session of the State legislature.

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