

114TH CONGRESS
1ST SESSION

S. 522

To amend title XXI of the Social Security Act to extend the Children's Health Insurance Program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 12, 2015

Mr. BROWN (for himself, Ms. STABENOW, Mr. WYDEN, Mr. CASEY, Mr. REID, Mr. DURBIN, Ms. BALDWIN, Mr. BENNET, Mr. BLUMENTHAL, Mr. BOOKER, Mrs. BOXER, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. COONS, Mr. DONNELLY, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. HEINRICH, Ms. HEITKAMP, Ms. HIRONO, Mr. KAINE, Mr. KING, Ms. KLOBUCHAR, Mr. LEAHY, Mr. MARKEY, Mr. MANCHIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MURPHY, Mrs. MURRAY, Mr. NELSON, Mr. PETERS, Mr. REED, Mr. SANDERS, Mr. SCHATZ, Mr. SCHUMER, Mrs. SHAHEEN, Mr. TESTER, Mr. UDALL, Mr. WARNER, Ms. WARREN, Mr. WHITEHOUSE, and Mrs. FEINSTEIN) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XXI of the Social Security Act to extend the Children's Health Insurance 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Protecting And Retain-
3 ing Our Children’s Health Insurance Program Act of
4 2015”.

5 **SEC. 2. 4-YEAR EXTENSION OF CHIP FUNDING.**

6 (a) FUNDING.—

7 (1) IN GENERAL.—Section 2104(a) of the So-
8 cial Security Act (42 U.S.C. 1397dd(a)) is amend-
9 ed—

10 (A) in paragraph (17), by striking “and”
11 at the end; and

12 (B) by striking paragraph (18) and insert-
13 ing the following new paragraphs:

14 “(18) for fiscal year 2015, \$21,061,000,000;

15 “(19) for fiscal year 2016, \$19,300,000,000;

16 “(20) for fiscal year 2017, \$20,300,000,000;

17 “(21) for fiscal year 2018, \$21,300,000,000;

18 and

19 “(22) for fiscal year 2019, for purposes of mak-
20 ing 2 semi-annual allotments—

21 “(A) \$2,850,000,000 for the period begin-
22 ning on October 1, 2018, and ending on March
23 31, 2019; and

24 “(B) \$2,850,000,000 for the period begin-
25 ning on April 1, 2019, and ending on Sep-
26 tember 30, 2019.”.

1 (2) PREVENTION OF DUPLICATE APPROPRIA-
2 TIONS FOR FISCAL YEAR 2015.—Notwithstanding
3 any other provision of law, insofar as funds have
4 been appropriated under subsection (a)(18) or (m)
5 of section 2104 of the Social Security Act (42
6 U.S.C. 1397dd), or under section 108 of the Chil-
7 dren’s Health Insurance Program Reauthorization
8 Act of 2009 (Public Law 111–3), as such sub-
9 sections and section are in effect on the day before
10 the date of the enactment of this Act, to provide al-
11 lotments to States under the State Children’s Health
12 Insurance Program established under title XXI of
13 the Social Security Act (42 U.S.C. 1397aa et seq.)
14 (whether implemented under title XIX, XXI, or
15 both, of the Social Security Act) for fiscal year
16 2015—

17 (A) any amounts that are so appropriated
18 that are not so allotted and obligated before the
19 date of the enactment of this Act, are re-
20 scinded; and

21 (B) any amount provided for CHIP allot-
22 ments to a State under this section (and the
23 amendments made by this section) for such fis-
24 cal year shall be reduced by the amount of such

1 appropriations so allotted and obligated before
2 such date.

3 (b) ALLOTMENTS.—

4 (1) IN GENERAL.—Section 2104(m) of the So-
5 cial Security Act (42 U.S.C. 1397dd(m)) is amend-
6 ed—

7 (A) in the subsection heading, by striking
8 “THROUGH 2015” and inserting “AND THERE-
9 AFTER”;

10 (B) in paragraph (2)—

11 (i) in the paragraph heading, by strik-
12 ing “2014” and inserting “2018”; and

13 (ii) by striking subparagraph (B) and
14 inserting the following new subparagraph:

15 “(B) FISCAL YEAR 2013 THROUGH 2018.—
16 Subject to paragraphs (4) and (6), from the
17 amount made available under paragraphs (16)
18 through (21) of subsection (a) for each of fiscal
19 years 2013 through 2018, respectively, the Sec-
20 retary shall compute a State allotment for each
21 State (including the District of Columbia and
22 each commonwealth and territory) for each
23 such fiscal year as follows:

24 “(i) REBASING IN FISCAL YEAR 2013
25 AND EACH SUCCEEDING ODD-NUMBERED

1 FISCAL YEAR.—For fiscal year 2013 and
2 each succeeding odd-numbered fiscal year,
3 the allotment of the State is equal to the
4 Federal payments to the State that are at-
5 tributable to (and countable toward) the
6 total amount of allotments available under
7 this section to the State in the preceding
8 fiscal year (including payments made to
9 the State under subsection (n) for such
10 preceding fiscal year as well as amounts
11 redistributed to the State in such pre-
12 ceding fiscal year), multiplied by the allot-
13 ment increase factor under paragraph (5)
14 for such odd-numbered fiscal year.

15 “(ii) GROWTH FACTOR UPDATE FOR
16 FISCAL YEAR 2014 AND EACH SUCCEEDING
17 EVEN-NUMBERED FISCAL YEAR.—Except
18 as provided in clause (iii), for fiscal year
19 2014 and each succeeding even-numbered
20 fiscal year, the allotment of the State is
21 equal to the sum of—

22 “(I) the amount of the State al-
23 lotment under clause (i) for the pre-
24 ceding fiscal year; and

1 “(II) the amount of any pay-
2 ments made to the State under sub-
3 section (n) for such preceding fiscal
4 year,

5 multiplied by the allotment increase factor
6 under paragraph (5) for such even-num-
7 bered fiscal year.

8 “(iii) SPECIAL RULE FOR FISCAL
9 YEAR 2016.—For fiscal year 2016, the al-
10 lotment of the State is equal to the Fed-
11 eral payments to the State that are attrib-
12 utable to (and countable toward) the total
13 amount of allotments available under this
14 section to the State in the preceding fiscal
15 year (including payments made to the
16 State under subsection (n) for such pre-
17 ceding fiscal year as well as amounts redis-
18 tributed to the State in such preceding fis-
19 cal year), but determined as if the last two
20 sentences of section 2105(b) were in effect
21 in such preceding fiscal year and then mul-
22 tiplying the result by the allotment in-
23 crease factor under paragraph (5) for fis-
24 cal year 2016.”;

25 (C) in paragraph (3)—

1 (i) in the heading, by striking
2 “2015” and inserting “2019”;

3 (ii) in subparagraph (A)—

4 (I) by striking “paragraph (18)”
5 and inserting “paragraph (22)”; and

6 (II) by striking “section 108 of
7 the Children’s Health Insurance Pro-
8 gram Reauthorization Act of 2009”
9 and inserting “section 2(b)(2) of the
10 Protecting And Retaining Our Chil-
11 dren’s Health Insurance Program Act
12 of 2015”;

13 (iii) in subparagraph (B), by striking
14 “paragraph (18)” and inserting “para-
15 graph (22)”;

16 (iv) in subparagraph (C)—

17 (I) by striking “2014” each place
18 it appears and inserting “2018”; and

19 (II) by striking “2015” and in-
20 serting “2019”; and

21 (v) in subparagraph (D)—

22 (I) in clause (i)—

23 (aa) in subclause (I), by
24 striking “subsection (a)(18)(A)”

1 and inserting “subsection
 2 (a)(22)(A)”; and
 3 (bb) in subclause (II), by
 4 striking “section 108 of the Chil-
 5 dren’s Health Insurance Program
 6 Reauthorization Act of 2009”
 7 and inserting “section 2(b)(2) of
 8 the Protecting And Retaining
 9 Our Children’s Health Insurance
 10 Program Act of 2015”; and
 11 (II) in clause (ii)(II), by striking
 12 “subsection (a)(18)(B)” and inserting
 13 “subsection (a)(22)(B)”;
 14 (D) in paragraph (4), by striking “2015”
 15 and inserting “2019”;
 16 (E) in paragraph (6)—
 17 (i) in subparagraph (A), by striking
 18 “2015” and inserting “2019”; and
 19 (ii) in the second sentence, by striking
 20 “or fiscal year 2014” and inserting “fiscal
 21 year 2014, fiscal year 2016, or fiscal year
 22 2018”; and
 23 (F) in paragraph (8)—
 24 (i) in the paragraph heading, by strik-
 25 ing “2015” and inserting “2019”; and

1 (ii) by striking “for a period in fiscal
2 year 2015” and inserting “for a period in
3 fiscal year 2019”.

4 (2) ONE-TIME APPROPRIATION FOR FISCAL
5 YEAR 2019.—There is appropriated to the Secretary
6 of Health and Human Services, out of any money in
7 the Treasury not otherwise appropriated,
8 \$16,700,000,000 to accompany the allotment made
9 for the period beginning on October 1, 2018, and
10 ending on March 31, 2019, under section
11 2104(a)(22)(A) of the Social Security Act (42
12 U.S.C. 1397dd(a)(22)(A)) (as added by subsection
13 (a)(1)), to remain available until expended. Such
14 amount shall be used to provide allotments to States
15 under paragraph (3) of section 2104(m) of such Act
16 (42 U.S.C. 1397dd(m)) (as amended by paragraph
17 (1)(C)) for the first 6 months of fiscal year 2019 in
18 the same manner as allotments are provided under
19 subsection (a)(22)(A) of such section 2104 and sub-
20 ject to the same terms and conditions as apply to
21 the allotments provided from such subsection
22 (a)(22)(A).
23 (c) CHILD ENROLLMENT CONTINGENCY FUND.—

(1) IN GENERAL.—Section 2104(n) of the Social Security Act (42 U.S.C. 1397dd(n)) is amended—

(A) in paragraph (2)—

(i) in subparagraph (A)—

(I) in the matter preceding clause

(i), by striking “and (D)” and inserting “, (D), and (E)”; and

(II) by striking clause (ii) and in-

serting the following:

“(ii) for each of—

“(I) fiscal years 2010 through

2014, such sums as are necessary for

making payments to eligible States for

such fiscal year, but not in excess of

the aggregate cap described in sub-

paragraph (B); and

“(II) fiscal years 2015 through

2018 (and for each of the semi-annual

allotment periods for fiscal year

2019), such sums as are necessary for

making payments to eligible States for

such fiscal year or period.”; and

(ii) by striking subparagraph (B) and

inserting the following:

“(B) AGGREGATE CAP.—The total amount available for payment from the Fund for each of fiscal years 2010 through 2014, taking into account deposits made under subparagraph (C), shall not exceed 20 percent of the amount made available under subsection (a) for the fiscal year. In the case of fiscal years 2015 through 2018 (and for each of the semi-annual allotment periods for fiscal year 2019), there shall be no limit on the amount available for payment from the Fund.”;

(iii) in subparagraph (D)—

(I) by inserting “before fiscal year 2015” after “fiscal year or period”; and

(II) by striking “for any succeeding fiscal year”; and

(iv) by adding at the end the following subparagraph:

“(E) TRANSFERS.—Notwithstanding any other provision of this title, the following amounts shall also be available, without fiscal year limitation, for making payments from the Fund:

1 “(i) UNOBLIGATED NATIONAL ALLOT-
 2 MENT FOR FISCAL YEARS BEGINNING WITH
 3 FISCAL YEAR 2014.—

4 “(I) FISCAL YEAR 2014 ALLOT-
 5 MENT.—As of December 31 of fiscal
 6 year 2015, the portion, if any, of the
 7 amount appropriated under subsection
 8 (a) for fiscal year 2014 that is unobli-
 9 gated for allotment to a State under
 10 subsection (m) for such fiscal year.

11 “(II) SUCCEEDING FISCAL YEAR
 12 ALLOTMENTS.—As of December 31 of
 13 fiscal year 2016, and each succeeding
 14 fiscal year, the portion, if any, of the
 15 amount appropriated under subsection
 16 (a) for the preceding fiscal year that
 17 is unobligated for allotment to a State
 18 under subsection (m) for such pre-
 19 ceding fiscal year.

20 “(ii) UNEXPENDED ALLOTMENTS NOT
 21 USED FOR REDISTRIBUTION.—As of De-
 22 cember 31 of fiscal year 2015, and as of
 23 November 15 of each succeeding fiscal
 24 year, the total amount of allotments made
 25 to States under subsection (a) for the sec-

1 ond preceding fiscal year that is not ex-
 2 pended or redistributed under subsection
 3 (f) during the period in which such allot-
 4 ments are available for obligation.

5 “(iii) UNEXPENDED PERFORMANCE
 6 INCENTIVE FUNDS.—As of January 1,
 7 2016, and as of January 1 of each suc-
 8 ceeding calendar year, the portion, if any,
 9 of the amount appropriated under section
 10 2105(a)(3)(E)(iii) for the preceding fiscal
 11 year that is not expended or obligated
 12 under such section.”; and

13 (B) in paragraph (3)—

14 (i) in subparagraph (A)—

15 (I) by redesignating clauses (i)
 16 and (ii) as subclauses (I) and (II), re-
 17 spectively, and realigning the left mar-
 18 gins accordingly;

19 (II) by striking “If a State’s”
 20 and all that follows through “2015,”
 21 and inserting the following:

22 “(i) FOR FISCAL YEARS 2009
 23 THROUGH 2014.—If a State’s expenditures
 24 under this title in fiscal year 2009, fiscal
 25 year 2010, fiscal year 2011, fiscal year

2012, fiscal year 2013, or fiscal year
2014”;

(III) by striking “or period” each
place it appears;

(IV) in subclause (II) (as so re-
designated), by striking “(or in which
the period occurs)”;

(V) by adding at the end the fol-
lowing clause:

“(ii) FOR FISCAL YEARS AFTER
2014.—

“(I) IN GENERAL.—For each of
fiscal years 2015 through 2018 (and
for each of the semi-annual allotment
periods for fiscal year 2019), if the
Secretary determines that a State is a
shortfall State described in subclause
(II) for that fiscal year or period, the
Secretary shall pay to the State from
the Fund, in addition to any other
payments made to the State under
this title for the fiscal year or period,
an amount equal to the amount de-
scribed in subclause (III).

1 “(II) SHORTFALL STATES DE-
2 SCRIBED.—For purposes of this
3 clause, with respect to a fiscal year or
4 semi-annual allotment period, a short-
5 fall State is a State for which the Sec-
6 retary estimates, on the basis of the
7 most recent data available to the Sec-
8 retary, that the projected expenditures
9 for the State and fiscal year or period
10 under this title (including in the form
11 of coverage described in paragraph (1)
12 or (2) of section 2101, or both) will
13 exceed the sum of—

14 “(aa) the amount of the
15 State’s allotments for any pre-
16 ceding fiscal year that remains
17 available for expenditure and
18 that will not be expended by the
19 end of the immediately preceding
20 fiscal year;

21 “(bb) the amount (if any)
22 that will be redistributed to the
23 State under subsection (f) for the
24 fiscal year or period;

1 “(cc) the amount (if any) to
2 be paid to the State in the first
3 quarter of the fiscal year under
4 section 2105(a)(3); and

5 “(dd) the amount of the
6 State’s allotment for the fiscal
7 year or period.

8 “(III) AMOUNT DESCRIBED.—

9 With respect to a State and fiscal
10 year or period, the amount described
11 in this subclause is equal to the
12 amount by which the projected ex-
13 penditures for the State under this
14 title for the fiscal year or period (esti-
15 mated by the Secretary on the basis
16 of the most recent data available to
17 the Secretary) exceed the sum deter-
18 mined under subclause (II) for the
19 State and fiscal year or period.

20 “(IV) RETROSPECTIVE ADJUST-
21 MENT.—The Secretary may adjust the
22 determinations made under this clause
23 with respect to a State and fiscal year
24 or period as necessary on the basis of
25 the amounts reported by States not

1 later than November 30 of the suc-
 2 ceeding fiscal year, as approved by the
 3 Secretary.”;

4 (ii) in subparagraph (B)(ii), by strik-
 5 ing “(or semi-annual period occurring in a
 6 fiscal year)”;

7 (iii) in subparagraph (C)—

8 (I) in the matter preceding clause
 9 (i), by striking “subparagraph (A)(ii)”
 10 and inserting “subparagraph
 11 (A)(i)(II)”;

12 (II) in clause (ii), by striking
 13 “(or semi-annual period occurring in a
 14 fiscal year)”;

15 (iv) in subparagraph (G), by inserting
 16 “the expenditures under the State child
 17 health plan and” after “regarding”.

18 (2) CONFORMING AMENDMENT.—Section
 19 2104(f)(2)(A)(ii) of the Social Security Act (42
 20 U.S.C. 13957dd(f)(2)(A)(ii)) is amended by insert-
 21 ing “only in the case of a fiscal year before fiscal
 22 year 2015,” before “the amount”.

23 (d) EXTENSION AND UPDATE OF PERFORMANCE IN-
 24 CENTIVE PAYMENTS.—

1 (1) EXTENSION THROUGH FISCAL YEAR
 2 2019.—Section 2105(a)(3) of the Social Security
 3 Act (42 U.S.C. 1397ee(a)(3)) is amended—

4 (A) in subparagraph (A)—

5 (i) by striking “2013” and inserting
 6 “2019”; and

7 (ii) in the second sentence, by insert-
 8 ing “, except that payment under this
 9 paragraph may be made to a State for fis-
 10 cal year 2014 as a single payment not
 11 later than December 31, 2015” before the
 12 period;

13 (B) in subparagraph (E)—

14 (i) in clause (ii)—

15 (I) by striking subclause (I) and
 16 inserting the following:

17 “(I) UNOBLIGATED NATIONAL
 18 ALLOTMENT FOR FISCAL YEARS 2009
 19 THROUGH 2013.—As of December 31
 20 of fiscal year 2009, and as of Decem-
 21 ber 31 of each succeeding fiscal year
 22 through fiscal year 2013, the portion,
 23 if any, of the amount appropriated
 24 under section 2104(a) for such fiscal
 25 year that is unobligated for allotment

1 to a State under section 2104(m) for
 2 such fiscal year or set aside under
 3 subsection (a)(3) or (b)(2) of section
 4 2111 for such fiscal year.”;

5 (II) in subclause (III), by strik-
 6 ing “2013” and inserting “2014”;

7 (ii) by redesignating clause (iii) as
 8 clause (iv); and

9 (iii) by inserting after clause (ii) the
 10 following new clause:

11 “(iii) APPROPRIATION FOR FISCAL
 12 YEARS 2015 THROUGH 2019.—Out of any
 13 money in the Treasury not otherwise ap-
 14 propriated, there are appropriated
 15 \$500,000,000 for each of fiscal years 2015
 16 through 2019 for making payments under
 17 this paragraph. Amounts appropriated for
 18 a fiscal year under this clause shall remain
 19 available for making payments under this
 20 paragraph until January 1 of the following
 21 fiscal year. Any amounts of such appro-
 22 priations that remain unexpended or unob-
 23 ligated as of such date shall be transferred
 24 and made available for making payments
 25 under section 2104(n).”; and

1 (C) in subparagraph (F)(iii), by striking
 2 “2013” and inserting “2019”.

3 (2) UPDATED PERFORMANCE INCENTIVE CRI-
 4 TERIA FOR FISCAL YEARS 2015 THROUGH 2019.—Sec-
 5 tion 2105(a) of the Social Security Act (42 U.S.C.
 6 1397ee(a)) is amended—

7 (A) in paragraph (3)(A), by inserting “or
 8 (5)” after “paragraph (4)”;

9 (B) in paragraph (4)—

10 (i) in the heading, by inserting “FIS-
 11 CAL YEARS 2009 THROUGH 2014” after
 12 “FOR CHILDREN”; and

13 (ii) in the matter preceding subpara-
 14 graph (A), by striking “for a fiscal year if”
 15 and inserting “for fiscal years 2009
 16 through 2014 if”; and

17 (C) by adding at the end the following new
 18 paragraph:

19 “(5) ENROLLMENT AND RETENTION PROVI-
 20 SIONS FOR CHILDREN FOR FISCAL YEAR 2015 AND
 21 SUCCEEDING FISCAL YEARS.—

22 “(A) IN GENERAL.—For purposes of para-
 23 graph (3)(A), a State meets the condition of
 24 this paragraph for fiscal year 2015 and any
 25 succeeding fiscal year if it is implementing at

1 least 4 of the enrollment and retention provi-
2 sions specified in subparagraph (B) (treating
3 each clause as a separate enrollment and reten-
4 tion provision) throughout the entire fiscal year.

5 “(B) ENROLLMENT AND RETENTION PRO-
6 VISIONS.—The enrollment and retention provi-
7 sions specified in this subparagraph are the fol-
8 lowing:

9 “(i) CONTINUOUS ELIGIBILITY.—The
10 State has elected the option of continuous
11 eligibility for a full 12 months for all chil-
12 dren described in section 1902(e)(12)
13 under title XIX under 19 years of age, as
14 well as applying such policy under its State
15 child health plan under this title.

16 “(ii) EXPRESS LANE ELIGIBILITY.—
17 The State is implementing the option de-
18 scribed in section 1902(e)(13) under title
19 XIX as well as, pursuant to section
20 2107(e)(1), under this title.

21 “(iii) PRESUMPTIVE ELIGIBILITY.—
22 The State provides medical assistance to
23 children during a presumptive eligibility
24 period by implementing section 1920A
25 under title XIX as well as, pursuant to

1 section 2107(e)(1), under this title, and
 2 ensures that such period begins with the
 3 determination by any qualified entity that
 4 the family income of the child does not ex-
 5 ceed the applicable level of income eligi-
 6 bility under the State plan. A State shall
 7 not satisfy this provision if the only type of
 8 entity recognized by the State as a quali-
 9 fied entity is a hospital that has elected to
 10 be a qualified entity under section
 11 1902(a)(47)(B).

12 “(iv) PREMIUM ASSISTANCE FOR EM-
 13 PLOYER-SPONSORED PLANS.—The State
 14 has opted to offer a premium assistance
 15 subsidy for qualified employer-sponsored
 16 coverage by implementing section 1906A
 17 under title XIX or the option described in
 18 section 2105(c)(10) under this title.

19 “(v) ELIMINATION OF WAITING PERI-
 20 ODS.—The State does not impose a wait-
 21 ing period for coverage of any individual
 22 under the State child health plan and en-
 23 sures that no waiting period applies in the
 24 case of coverage provided to any individual
 25 eligible for coverage under the State child

1 health plan through coverage purchased by
2 the State under section 2105(c)(3) or em-
3 ployer-sponsored coverage subsidized by
4 the State under section 1906A of title XIX
5 or section 2105(c)(10) of this title.

6 “(vi) AUTOMATED TRACKING OF COST
7 SHARING OR LOWER CAP ON COST SHAR-
8 ING.—In the case of a State child health
9 plan that imposes premiums, deductibles,
10 cost sharing, or similar charges that could
11 (as determined by the Secretary) cause
12 families that include an individual receiv-
13 ing assistance under the plan to have out-
14 of-pocket expenses that exceed the limit
15 imposed under section 2103(e)(3)(B), the
16 State has either—

17 “(I) established, or, in the case
18 of a State child health plan that pro-
19 vides child health assistance through
20 managed care entities or organiza-
21 tions, required such entities or organi-
22 zations to coordinate with the State
23 agency responsible for implementing
24 the State child health plan under this
25 title in establishing—

1 “(aa) an electronic process
2 for tracking such expenses that
3 does not rely on documentation
4 provided by the individual or the
5 family; and

6 “(bb) a system for notifying
7 each such family of the aggregate
8 monthly or quarterly limits on
9 out-of-pocket expenses applicable
10 to the family under section
11 2103(e)(3)(B) and explaining to
12 each such family that no such ex-
13 penses shall be imposed on any
14 individual in the family for the
15 remainder of any month or quar-
16 ter with respect to which the
17 family has reached the applicable
18 aggregate monthly or quarterly
19 family limit imposed under such
20 section; or

21 “(II) elected to eliminate
22 deductibles, copayments, coinsurance,
23 or other forms of cost-sharing (other
24 than premiums) imposed under this
25 title with respect to any individual re-

1 ceiving coverage under the State child
2 health plan.

3 “(vii) REAL-TIME ELIGIBILITY DETER-
4 MINATIONS THROUGH THE USE OF EN-
5 HANCED DATA SOURCES.—With respect to
6 applications and renewals for medical as-
7 sistance under title XIX or child health as-
8 sistance under this title for a fiscal year,
9 the State meets the following criteria for
10 all income determinations made using
11 modified adjusted gross income under sec-
12 tion 1902(e)(14)(A):

13 “(I) The State relies on enhanced
14 data sources (which may include, but
15 shall not be limited to, the data
16 sources available under section 1137
17 or the federal Data Services Hub) to
18 make the determinations.

19 “(II) In the case of initial appli-
20 cations, the State makes at least 50
21 percent of the determinations within
22 24 hours of receiving the application.
23 If a State successfully makes the re-
24 quired minimum percentage of timely
25 determinations for a fiscal year, such

1 State shall not receive credit for meet-
2 ing this provision in any subsequent
3 fiscal year unless the State makes a
4 percentage of timely income deter-
5 minations that is at least 5 percentage
6 points higher (or, if at least 75 per-
7 cent of the State's determinations in a
8 previous fiscal year were timely, 1
9 percentage point higher) than the per-
10 centage that the State achieved in the
11 last fiscal year in which the State re-
12 ceived credit for meeting this provi-
13 sion.

14 “(III) In the case of renewals,
15 the State makes at least 50 percent of
16 the determinations within 24 hours of
17 receiving the renewal. If a State suc-
18 cessfully makes the required minimum
19 percentage of timely determinations
20 for a fiscal year, such State shall not
21 receive credit for meeting this provi-
22 sion in any subsequent fiscal year un-
23 less the State makes a percentage of
24 timely income determinations that is
25 at least 5 percentage points higher

1 (or, if at least 75 percent of the
2 State's determinations in a previous
3 fiscal year were timely, 1 percentage
4 point higher) than the percentage that
5 the State achieved in the last fiscal
6 year in which the State received credit
7 for meeting this provision.

8 “(viii) ELIMINATION OF PREMIUMS OR
9 RETROACTIVE REINSTATEMENT UPON PRE-
10 MIUM PAYMENT.—The State has elected to
11 either—

12 “(I) impose no premiums for cov-
13 erage under the State child health
14 plan; or

15 “(II) in the case of an individual
16 whose coverage under the State child
17 health plan has been terminated for
18 failure to make premium payments,
19 provide assistance to such individual
20 for purposes of immediate reenroll-
21 ment of the individual upon payment
22 of outstanding premiums, with cov-
23 erage retroactive to the beginning of
24 the most recent month for which an
25 outstanding premium has been paid,

1 and shall not impose any waiting pe-
 2 riod or fee as a condition of such re-
 3 enrollment.”.

4 (e) EXTENSION OF QUALIFYING STATES OPTION.—
 5 Section 2105(g)(4) of the Social Security Act (42 U.S.C.
 6 1397ee(g)(4)) is amended—

7 (1) in the paragraph heading, by striking
 8 “2015” and inserting “2019”; and

9 (2) in subparagraph (A), by striking “2015”
 10 and inserting “2019”.

11 (f) EXTENSION OF CERTAIN PROGRAMS AND DEM-
 12 ONSTRATION PROJECTS.—

13 (1) QUALITY CARE FOR CHILDREN DEM-
 14 ONSTRATION PROJECT.—Section 1139A(d)(1) of the
 15 Social Security Act (42 U.S.C. 1320b–9a(d)(1)) is
 16 amended in the matter before subparagraph (A) by
 17 inserting “, and during the period of fiscal years
 18 2016 through 2019, the Secretary shall award not
 19 more than 10 grants,” before “to States”.

20 (2) CHILDHOOD OBESITY DEMONSTRATION
 21 PROJECT.—Section 1139A(e)(8) of the Social Secu-
 22 rity Act (42 U.S.C. 1320b–9a(e)(8)) is amended by
 23 inserting “, and \$25,000,000 for the period of fiscal
 24 years 2015 though 2019” after “2014”.

1 (3) PEDIATRIC QUALITY MEASURES PRO-
 2 GRAM.—Section 1139A(i) of the Social Security Act
 3 (42 U.S.C. 1320b–9a(i)) is amended in the first sen-
 4 tence by inserting before the period at the end the
 5 following: “, and there is appropriated for each of
 6 fiscal years 2016 through 2019, \$45,000,000 for the
 7 purpose of carrying out this section (other than sub-
 8 sections (e), (f), and (g)).”.

9 (4) OUTREACH AND ENROLLMENT GRANTS; NA-
 10 TIONAL CAMPAIGN.—Section 2113 of the Social Se-
 11 curity Act (42 U.S.C. 1397mm) is amended—

12 (A) in subsection (a)(1), by striking
 13 “2015” and inserting “2019”; and

14 (B) in subsection (g), by inserting “, and
 15 \$80,000,000 for the period of fiscal years 2016
 16 through 2019, to remain available until ex-
 17 pended,” after “2015”.

18 (g) EXPRESS LANE ELIGIBILITY.—Section
 19 1902(e)(13)(I) of the Social Security Act (42 U.S.C.
 20 1396a(e)(13)(I)) is amended by striking “September 30,
 21 2015” and inserting “September 30, 2019”.

22 (h) AUTHORITY TO USE INCOME DETERMINATION
 23 MADE UNDER CERTAIN PROGRAMS.—Section
 24 1902(e)(14) of the Social Security Act (42 U.S.C.
 25 1396a(e)(14)) is amended—

1 (1) in subparagraph (A), in the first sentence,
 2 by striking “subparagraph (D)” and inserting “sub-
 3 paragraphs (D) and (J)”; and

4 (2) by adding at the end the following new sub-
 5 paragraph:

6 “(J) USE OF INCOME DETERMINATION
 7 MADE UNDER CERTAIN OTHER PROGRAMS.—

8 “(i) IN GENERAL.—For purposes of
 9 determining income eligibility for medical
 10 assistance under the State plan or under
 11 any waiver of such plan, a State may use
 12 a determination of income made by—

13 “(I) the State program funded
 14 under part A of title IV; or

15 “(II) the supplemental nutrition
 16 assistance program established under
 17 the Food and Nutrition Act of 2008.

18 “(ii) SUNSET.—Clause (i) shall not
 19 apply after September 30, 2019.”.

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