

116TH CONGRESS
1ST SESSION

H. R. 4666

To amend title XVIII of the Social Security Act to provide certain low-income territorial residents with automatic eligibility for premium and cost-sharing subsidies under the Medicare program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 11, 2019

Ms. SHALALA (for herself and Mr. SOTO) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title XVIII of the Social Security Act to provide certain low-income territorial residents with automatic eligibility for premium and cost-sharing subsidies under the Medicare 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. AUTOMATIC ELIGIBILITY OF CERTAIN LOW-IN-**
 2 **COME TERRITORIAL RESIDENTS FOR PRE-**
 3 **MIUM AND COST-SHARING SUBSIDIES UNDER**
 4 **THE MEDICARE PROGRAM; SUNSET OF EN-**
 5 **HANCED ALLOTMENT PROGRAM.**

6 (a) AUTOMATIC ELIGIBILITY OF CERTAIN LOW-IN-
 7 COME TERRITORIAL RESIDENTS FOR PREMIUM AND
 8 COST-SHARING SUBSIDIES UNDER THE MEDICARE PRO-
 9 GRAM.—

10 (1) IN GENERAL.—Section 1860D–14(a)(3) of
 11 the Social Security Act (42 U.S.C. 1395w–
 12 114(a)(3)) is amended—

13 (A) in subparagraph (B)(v)—

14 (i) in subclause (I), by striking “and”
 15 at the end;

16 (ii) in subclause (II), by striking the
 17 period and inserting “; and”; and

18 (iii) by inserting after subclause (II)
 19 the following new subclause:

20 “(III) with respect to plan years
 21 beginning on or after January 1,
 22 2021, shall provide that any part D
 23 eligible individual who is enrolled for
 24 medical assistance under the State
 25 Medicaid plan of a territory (as de-
 26 fined in section 1935(f)) under title

1 XIX (or a waiver of such a plan) shall
2 be treated as a subsidy eligible indi-
3 vidual described in paragraph (1).”;
4 and

5 (B) in subparagraph (F), by adding at the
6 end the following new sentence: “The previous
7 sentence shall not apply with respect to eligi-
8 bility determinations for premium and cost-
9 sharing subsidies under this section made on or
10 after January 1, 2021.”.

11 (2) CONFORMING AMENDMENT.—Section
12 1860D–31(j)(2)(D) of the Social Security Act (42
13 U.S.C. 1395w–141(j)(2)(D)) is amended by adding
14 at the end the following new sentence: “The previous
15 sentence shall not apply with respect to amounts
16 made available to a State under this paragraph on
17 or after January 1, 2021.”.

18 (b) SUNSET OF ENHANCED ALLOTMENT PRO-
19 GRAM.—

20 (1) IN GENERAL.—Section 1935(e) of the So-
21 cial Security Act (42 U.S.C. 1396u–5(e)) is amend-
22 ed—

23 (A) in paragraph (1)(A), by inserting after
24 “such State” the following: “before January 1,
25 2021”; and

1 (B) in paragraph (3)—

2 (i) in subparagraph (A), in the matter
3 preceding clause (i), by inserting after “a
4 year” the following: “(before 2021)”; and

5 (ii) in subparagraph (B)(iii), by strik-
6 ing “a subsequent year” and inserting
7 “each of fiscal years 2008 through 2020”.

8 (2) TERRITORY DEFINED.—Section 1935 of the
9 Social Security Act (42 U.S.C. 1396u–5) is amended
10 by adding at the end the following new subsection:
11 “(f) TERRITORY DEFINED.—In this section, the term
12 ‘territory’ means Puerto Rico, the Virgin Islands, Guam,
13 the Northern Mariana Islands, and American Samoa.”.

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