

117TH CONGRESS  
1ST SESSION

# H. R. 1795

To amend title XIX of the Social Security Act to ensure health insurance coverage continuity for former foster youth.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2021

Ms. BASS introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend title XIX of the Social Security Act to ensure health insurance coverage continuity for former foster youth.

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 “Expanded Coverage  
5 for Former Foster Youth Act”.

6 **SEC. 2. COVERAGE CONTINUITY FOR FORMER FOSTER**

7 **CARE CHILDREN UP TO AGE 26.**

8 (a) IN GENERAL.—Section 1902(a)(10)(A)(i)(IX) of  
9 the Social Security Act (42 U.S.C.  
10 1396a(a)(10)(A)(i)(IX)) is amended to read as follows:

1 “(IX) who—

2 “(aa) are under 26 years of  
3 age;

4 “(bb) are not described in  
5 and are not enrolled under any of  
6 subclauses (I) through (VII) of  
7 this clause or are described in  
8 any of such subclauses but have  
9 income that exceeds the level of  
10 income applicable under the  
11 State plan for eligibility to enroll  
12 for medical assistance under such  
13 subclause; and

14 “(cc) were in foster care  
15 under the responsibility of a  
16 State on the date of attaining 18  
17 years of age (or such higher age  
18 as such State has elected under  
19 section 475(8)(B)(iii)), or were in  
20 such care at any age but subse-  
21 quently left such care to enter  
22 into a legal guardianship with a  
23 kinship caregiver (without regard  
24 to whether kinship guardianship  
25 payments are being made on be-

1 half of the child under this part),  
2 or were emancipated from such  
3 care prior to attaining age 18;”.

4 (b) EFFECTIVE DATE.—The amendment made by  
5 subsection (a) shall take effect on January 1, 2023, and  
6 shall apply with respect to individuals who attain 18 years  
7 of age on or after that date.

8 (c) REPEAL.—Subsection (a) of section 1002 of the  
9 SUPPORT for Patients and Communities Act (Public  
10 Law 115–271) is repealed.

11 **SEC. 3. OUTREACH EFFORTS FOR ENROLLMENT OF**  
12 **FORMER FOSTER CHILDREN.**

13 Section 1902(a) of the Social Security Act (42 U.S.C.  
14 1396a(a)) is amended—

15 (1) in paragraph (85), by striking “; and” and  
16 inserting a semicolon;

17 (2) in paragraph (86), by striking the period at  
18 the end and inserting “; and”; and

19 (3) by inserting after paragraph (86) the fol-  
20 lowing new paragraph:

21 “(87) not later than January 1, 2022, establish  
22 an outreach and enrollment program, in coordination  
23 with the State agency responsible for administering  
24 the State plan under part E of title IV and any  
25 other appropriate or interested agencies, designed to

1       increase the enrollment of individuals who are eligi-  
2       ble for medical assistance under the State plan  
3       under paragraph (10)(A)(i)(IX) in accordance with  
4       best practices established by the Secretary.”.

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