

117TH CONGRESS
1ST SESSION

S. 245

To amend title XIX of the Social Security Act to provide the same level of Federal matching assistance for every State that chooses to expand Medicaid coverage to newly eligible individuals, regardless of when such expansion takes place, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 4, 2021

Mr. WARNER (for himself, Mr. WARNOCK, Mr. Kaine, Mr. Carper, Ms. Stabenow, Mr. Casey, Ms. Baldwin, Mr. Peters, Mr. Coons, Mr. King, and Mr. Ossoff) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XIX of the Social Security Act to provide the same level of Federal matching assistance for every State that chooses to expand Medicaid coverage to newly eligible individuals, regardless of when such expansion takes place, 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 “States Achieve Med-
5 icaid Expansion Act of 2021” or the “SAME Act of
6 2021”.

1 **SEC. 2. INCREASED FMAP FOR MEDICAL ASSISTANCE TO**
 2 **NEWLY ELIGIBLE INDIVIDUALS.**

3 (a) IN GENERAL.—Section 1905 of the Social Secu-
 4 rity Act (42 U.S.C. 1396d) is amended—

5 (1) in subsection (y)(1)—

6 (A) in subparagraph (A), by striking
 7 “2014, 2015, and 2016” and inserting “each of
 8 the first 3 consecutive 12-month periods in
 9 which the State provides medical assistance to
 10 newly eligible individuals”;

11 (B) in subparagraph (B), by striking
 12 “2017” and inserting “the fourth consecutive
 13 12-month period in which the State provides
 14 medical assistance to newly eligible individuals”;

15 (C) in subparagraph (C), by striking
 16 “2018” and inserting “the fifth consecutive 12-
 17 month period in which the State provides med-
 18 ical assistance to newly eligible individuals”;

19 (D) in subparagraph (D), by striking
 20 “2019” and inserting “the sixth consecutive 12-
 21 month period in which the State provides med-
 22 ical assistance to newly eligible individuals”;
 23 and

24 (E) in subparagraph (E), by striking
 25 “2020 and each year thereafter” and inserting
 26 “the seventh consecutive 12-month period in

1 which the State provides medical assistance to
 2 newly eligible individuals and each such period
 3 thereafter”; and

4 (2) in subsection (z)(2)(B)(i)(II), by inserting
 5 “(as in effect on the day before the enactment of the
 6 States Achieve Medicaid Expansion Act of 2021)”
 7 after “subsection (y)(1)”.

8 (b) RETROACTIVE APPLICATION.—The amendments
 9 made by subsection (a)(1) shall take effect as if included
 10 in the enactment of Public Law 111–148 and shall apply
 11 to amounts expended by any State for medical assistance
 12 for newly eligible individuals described in subclause (VIII)
 13 of section 1902(a)(10)(A)(i) of the Social Security Act
 14 under a State Medicaid plan (or a waiver of such plan)
 15 during the period before the date of enactment of this Act.

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