

Union Calendar No. 507

118TH CONGRESS
2^D SESSION

H. R. 8084

[Report No. 118–609]

To amend title XIX of the Social Security Act to require States to verify certain eligibility criteria for individuals enrolled for medical assistance quarterly, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 19, 2024

Mr. BILIRAKIS (for himself and Ms. CRAIG) introduced the following bill;
which was referred to the Committee on Energy and Commerce

JULY 23, 2024

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on April 19, 2024]

A BILL

To amend title XIX of the Social Security Act to require States to verify certain eligibility criteria for individuals enrolled for medical assistance quarterly, 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 “Leveraging Integrity*
 5 *and Verification of Eligibility for Beneficiaries Act” or the*
 6 *“LIVE Beneficiaries Act”.*

7 **SEC. 2. VERIFICATION OF CERTAIN ELIGIBILITY CRITERIA**
 8 **FOR INDIVIDUALS ENROLLED FOR MEDICAL**
 9 **ASSISTANCE.**

10 *Section 1902 of the Social Security Act (42 U.S.C.*
 11 *1396a) is amended—*

12 *(1) in subsection (a)—*

13 *(A) in paragraph (86), by striking “; and”*
 14 *and inserting a semicolon;*

15 *(B) in paragraph (87)(D), by striking the*
 16 *period at the end and inserting “; and”; and*

17 *(C) by inserting after paragraph (87)(D)*
 18 *the following new paragraph:*

19 *“(88) provide that the State shall comply with*
 20 *the eligibility verification requirements under sub-*
 21 *section (uu), except that this paragraph shall apply*
 22 *only in the case of the 50 States and the District of*
 23 *Columbia.”; and*

24 *(2) by adding at the end the following new sub-*
 25 *section:*

1 “(uu) *VERIFICATION OF CERTAIN ELIGIBILITY CRI-*
 2 *TERIA.*—

3 “(1) *IN GENERAL.*—*For purposes of subsection*
 4 *(a)(88), the eligibility verification requirements, be-*
 5 *ginning January 1, 2026, are as follows:*

6 “(A) *QUARTERLY SCREENING TO VERIFY*
 7 *ENROLLEE STATUS.*—*The State shall, not less*
 8 *frequently than quarterly, review the Death Mas-*
 9 *ter File (as such term is defined in section*
 10 *203(d) of the Bipartisan Budget Act of 2013) to*
 11 *determine whether any individuals enrolled for*
 12 *medical assistance under the State plan (or*
 13 *waiver of such plan) are deceased.*

14 “(B) *DISENROLLMENT UNDER STATE*
 15 *PLAN.*—*If the State determines, based on infor-*
 16 *mation obtained from the Death Master File,*
 17 *that an individual enrolled for medical assist-*
 18 *ance under the State plan (or waiver of such*
 19 *plan) is deceased, the State shall—*

20 “(i) *treat such information as factual*
 21 *information confirming the death of a bene-*
 22 *ficiary for purposes of section 431.213(a) of*
 23 *title 42, Code of Federal Regulations (or*
 24 *any successor regulation);*

1 “(ii) disenroll such individual from the
2 State plan (or waiver of such plan); and

3 “(iii) discontinue any payments for
4 medical assistance under this title made on
5 behalf of such individual (other than pay-
6 ments for any items or services furnished to
7 such individual prior to the death of such
8 individual).

9 “(C) REINSTATEMENT OF COVERAGE IN THE
10 EVENT OF ERROR.—If a State determines that
11 an individual was misidentified as deceased
12 based on information obtained from the Death
13 Master File, and was erroneously disenrolled
14 from medical assistance under the State plan (or
15 waiver of such plan) based on such
16 misidentification, the State shall immediately re-
17 enroll such individual under the State plan (or
18 waiver of such plan), retroactive to the date of
19 such disenrollment.

20 “(2) RULE OF CONSTRUCTION.—Nothing under
21 this subsection shall be construed to preclude the abil-
22 ity of a State to use other electronic data sources to
23 timely identify potentially deceased beneficiaries, so
24 long as the State is also in compliance with the re-
25 quirements of this subsection (and all other require-

- 1 *ments under this title relating to Medicaid eligibility*
- 2 *determination and redetermination).’’.*

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