

AMENDMENT TO H.R.1628

OFFERED BY MS. BEUTLER OF WASHINGTON

**[Page and line numbers refer to HR 1628 as posted by the
Committee on Rules]**

Page 30, line 25, insert “, less the amount of expenditures described in paragraph (5)” after “fiscal year”.

Page 31, after line 15, insert the following:

1 “(5) EXPENDITURES MADE WITH RESPECT TO
2 CHILDREN.—The expenditures described in this
3 paragraph are expenditures for medical assistance
4 under the State plan (including under a waiver of
5 the plan) that are attributable to children described
6 in subsection (e)(2)(C), including children who are
7 eligible for medical assistance under such State plan
8 (or under a waiver of such plan) on the basis of
9 being disabled.”.

Page 34, strike line 18 and all that follows through page 35, line 7 and insert the following:

10 “(2) TARGET PER CAPITA MEDICAL ASSISTANCE
11 EXPENDITURES.—In this subsection, the term ‘tar-

1 get per capita medical assistance expenditures’
2 means, for a 1903A enrollee category and State—

3 “(A) for fiscal year 2020, an amount equal
4 to—

5 “(i) the provisional FY19 target per
6 capita amount for such enrollee category
7 (as calculated under subsection (d)(5)) for
8 the State; increased by

9 “(ii) the applicable annual inflation
10 factor (as defined in paragraph (3)) for
11 fiscal year 2020; and

12 “(B) for each succeeding fiscal year, an
13 amount equal to—

14 “(i) the target per capita medical as-
15 sistance expenditures (under subparagraph
16 (A) or this subparagraph) for the 1903A
17 enrollee category and State for the pre-
18 ceding fiscal year, increased by

19 “(ii) the applicable annual inflation
20 factor for that succeeding fiscal year.

21 “(3) APPLICABLE ANNUAL INFLATION FAC-
22 TOR.—In paragraph (2), the term ‘applicable annual
23 inflation factor’ means, for a fiscal year—

24 “(A) for each of the 1903A enrollee cat-
25 egories described in subparagraphs (D) and (E)

1 of subsection (e)(2) and for 1903A enrollees de-
2 scribed in subparagraph (C) other than children
3 who are eligible for medical assistance under
4 such State plan (or under a waiver of such
5 plan) on the basis of being disabled, the per-
6 centage increase in the medical care component
7 of the consumer price index for all urban con-
8 sumers (U.S. city average) from September of
9 the previous fiscal year to September of the fis-
10 cal year involved; and

11 “(B) for each of the 1903A enrollee cat-
12 egories described in subparagraphs (A) and (B)
13 of subsection (e)(2) and for 1903A enrollees de-
14 scribed in subparagraph (C) who are eligible for
15 medical assistance under such State plan (or
16 under a waiver of such plan) on the basis of
17 being disabled, the percentage increase de-
18 scribed in subparagraph (A) plus 1 percentage
19 point.

Page 42, lines 23 and 24, strike “(not described in
the previous subparagraph)” and insert “(not described
in subparagraph (A) or (C))”.

Page 43, strike lines 3 through 5 and insert the fol-
lowing:

1 “(C) CHILDREN.—A category of 1903A
2 enrollees who are children under 19 years of
3 age, including children who are eligible for med-
4 ical assistance under such State plan (or under
5 a waiver of such plan) on the basis of being dis-
6 abled.”.

Page 48, after line 11, insert the following:

7 “(i) FLEXIBLE BLOCK GRANT OPTION FOR
8 STATES.—

9 “(1) IN GENERAL.—In the case of a State that
10 elects the option of applying this subsection for a
11 10-fiscal-year period (beginning no earlier than fiscal
12 year 2020 and, at the State option, for any suc-
13 ceeding 10-fiscal-year period) and that has a plan
14 approved by the Secretary under paragraph (2) to
15 carry out the option for such period—

16 “(A) the State shall receive, instead of
17 amounts otherwise payable to the State under
18 this title for medical assistance for block grant
19 individuals for the State during the period in
20 which the election is in effect, the amount speci-
21 fied in paragraph (4);

22 “(B) the previous provisions of this section
23 shall be applied as if—

1 “(i) block grant individuals for the
2 State and period were not section 1903A
3 enrollees for each 10-fiscal year period for
4 which the State elects to apply this sub-
5 section; and

6 “(ii) if such option is not extended at
7 the end of a 10-fiscal-year-period, the per
8 capita limitations under such previous pro-
9 visions shall again apply after such period
10 and such limitations shall be applied as if
11 the election under this subsection had
12 never taken place;

13 “(C) the payment under this subsection
14 may only be used consistent with the State plan
15 under paragraph (2) for block grant health care
16 assistance (as defined in paragraph (6)); and

17 “(D) with respect to block grant individ-
18 uals for the State for which block grant health
19 care assistance is made available under this
20 subsection, such assistance shall be instead of
21 medical assistance otherwise provided to the in-
22 dividual under this title.

23 “(2) STATE PLAN FOR ADMINISTERING BLOCK
24 GRANT OPTION.—

1 “(A) IN GENERAL.—No payment shall be
2 made under this subsection to a State pursuant
3 to an election for a 10-fiscal-year period under
4 paragraph (1) unless the State has a plan, ap-
5 proved under subparagraph (B), for such period
6 that specifies—

7 “(i) the conditions for eligibility of
8 block grant individuals for block grant
9 health care assistance under the option,
10 which shall be instead of other conditions
11 for eligibility under this title, except that
12 the plan must provide for eligibility for
13 pregnant women required to be provided
14 medical assistance under subsection
15 (a)(10)(A)(i);

16 “(ii) the types of items and services,
17 the amount, duration, and scope of such
18 services, the cost-sharing with respect to
19 such services, and the method for delivery
20 of block grant health care assistance under
21 this subsection, which shall be instead of
22 the such types, amount, duration, and
23 scope, cost-sharing, and methods of deliv-
24 ery for medical assistance otherwise re-

1 quired under this title, except that the plan
2 must provide for assistance for—

3 “(I) hospital care;

4 “(II) surgical care and treat-
5 ment;

6 “(III) medical care and treat-
7 ment;

8 “(IV) obstetrical and prenatal
9 care and treatment;

10 “(V) prescribed drugs, medicines,
11 and prosthetic devices;

12 “(VI) other medical supplies and
13 services; and

14 “(VII) health care for children
15 under 18 years of age.

16 “(B) REVIEW AND APPROVAL.—A plan de-
17 scribed in subparagraph (A) shall be deemed
18 approved by the Secretary unless the Secretary
19 determines, within 30 days after the date of the
20 Secretary’s receipt of the plan, that the plan is
21 incomplete or actuarially unsound and, with re-
22 spect to such plan and its implementation
23 under this subsection, the requirements of para-
24 graphs (1), (10)(B), (17), and (23) of section
25 1902(a) shall not apply.

1 “(3) AMOUNT OF BLOCK GRANT FUNDS.—

2 “(A) FOR INITIAL FISCAL YEAR.—The
3 block grant amount under this paragraph for a
4 State for the initial fiscal year in the first 10-
5 fiscal-year period is equal to the sum of the
6 products of—

7 “(i) the target per capita medical as-
8 sistance expenditures for such State for
9 such fiscal year (under subsection (c)(2));

10 “(ii) the number of 1903A enrollees
11 for such State for fiscal year 2019, as de-
12 termined under subsection (e)(4); and

13 “(iii) the Federal average medical as-
14 sistance matching percentage (as defined
15 in subsection (a)(4)) for the State for fis-
16 cal year 2019.

17 “(B) FOR ANY SUBSEQUENT FISCAL
18 YEAR.—The block grant amount under this
19 paragraph for a State for each succeeding fiscal
20 year (in any 10-fiscal-year period) is equal to
21 the block grant amount under subparagraph
22 (A) (or this subparagraph) for the State for the
23 previous fiscal year increased by the annual in-
24 crease in the consumer price index for all urban

1 consumers (all items; U.S. city average) for the
2 fiscal year involved.

3 “(C) AVAILABILITY OF ROLLOVER
4 FUNDS.—The block grant amount under this
5 paragraph for a State for a fiscal year shall re-
6 main available to the State for expenditures
7 under this subsection for the succeeding fiscal
8 year but only if an election is in effect under
9 this subsection for the State in such succeeding
10 fiscal year.

11 “(4) FEDERAL PAYMENT AND STATE RESPONS-
12 BILITY.—The Secretary shall pay to each State with
13 an election in effect under this subsection for a fiscal
14 year, from its block grant amount under paragraph
15 (3) available for such fiscal year, an amount for
16 each quarter of such fiscal year equal to the en-
17 hanced FMAP described in the first sentence of sec-
18 tion 2105(b), and the State is responsible for the
19 balance of funds to carry out such plan.

20 “(5) BLOCK GRANT INDIVIDUAL DEFINED.—In
21 this subsection, the term ‘block grant individual’
22 means, with respect to a State for a 10-fiscal-year
23 period, an individual who is not disabled (as defined
24 for purposes of the State plan) and who is within
25 the 1903A enrollee category specified in subpara-

1 graph (E) of subsection (e)(2) for the State and
2 such period.

3 “(6) BLOCK GRANT HEALTH CARE ASSIST-
4 ANCE.—In this subsection, the term ‘block grant
5 health care assistance’ means assistance for health-
6 care-related items and medical services for block
7 grant individuals for the State and 10-fiscal-year pe-
8 riod involved who are low-income individuals (as de-
9 fined by the State).

10 “(7) AUDITING.—As a condition of receiving
11 funds under this subsection, a State shall contract
12 with an independent entity to conduct audits of its
13 expenditures made with respect to activities funded
14 under this subsection for each fiscal year for which
15 the State elects to apply this subsection to ensure
16 that such funds are used consistent with this sub-
17 section and shall make such audits available to the
18 Secretary upon the request of the Secretary.”.

