

2022 South Dakota Legislature

Senate Bill 102**AMENDMENT 102B FOR THE INTRODUCED BILL**

1 **An Act to create the medicaid expansion fund and to provide for the receipt of**
2 **monies received as a result of expanding medicaid eligibility.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1. That chapter 28-6 be amended with a NEW SECTION:**

5 There is established in the state treasury the medicaid expansion fund. Any ~~monies~~
6 ~~received from the federal government through general fund savings realized from a~~
7 ~~temporary increase in the federal medical assistance percentage, as authorized by the~~
8 ~~American Rescue Plan Act of 2021, Public Law 117-2, § 9814, as a result of medicaid~~
9 ~~expansion, must be deposited into the fund. Expenditures out of the medicaid expansion~~
10 ~~fund must only be by special appropriation of the Legislature and must be used to cover~~
11 ~~current and future medicaid costs. ~~Interest earned on money in the fund must be~~~~
12 ~~deposited into the fund.~~

13 **Section 2. That chapter 28-6 be amended with a NEW SECTION:**

14 For the purposes of section 1 of this Act, the term, medicaid expansion, means the
15 act by which, whether by the passage of a statewide ballot measure or an act of the
16 Legislature, eligibility for medicaid benefits is expanded to include any person over age
17 eighteen and under age sixty-five whose income is at or below one hundred thirty-three
18 percent of the federal poverty level adjusted for the applicable family size, as authorized
19 by 42 U.S.C. § 1396a as of March 11, 2021.