

113TH CONGRESS  
1ST SESSION

# H. R. 173

To amend title XIX of the Social Security Act to require 12-month continuous coverage for children under Medicaid.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2013

Mr. GENE GREEN of Texas 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 require 12-month continuous coverage for children under Medicaid.

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 “Ensuring Continuous  
5 Medicaid Coverage for Children Act of 2013”.

6 **SEC. 2. REQUIREMENT OF 12-MONTH CONTINUOUS COV-**  
7 **ERAGE FOR CHILDREN UNDER MEDICAID.**

8 (a) IN GENERAL.—Section 1902 of the Social Secu-  
9 rity Act (42 U.S.C. 1396a) is amended—

10 (1) in subsection (a)—

1 (A) by striking “and” at the end of para-  
2 graph (74);

3 (B) by striking “and” at the end of para-  
4 graph (82);

5 (C) by striking the period at the end of  
6 paragraph (83) and inserting “; and”; and

7 (D) by inserting after paragraph (83) the  
8 following new paragraph:

9 “(84) meet the requirement of subsection  
10 (e)(12).”; and

11 (2) in subsection (e)(12), by striking “At the  
12 option of a State, the plan may” and inserting “The  
13 State plan under this title shall”.

14 (b) EFFECTIVE DATE.—

15 (1) IN GENERAL.—Except as provided under  
16 paragraph (2), the amendments made by subsection  
17 (a) shall take effect on October 1, 2013, and shall  
18 apply to individuals who were determined eligible for  
19 medical assistance before, on, or after such date.

20 (2) SPECIAL RULE FOR STATE LEGISLATION.—

21 In the case of a State plan for medical assistance  
22 under title XIX of the Social Security Act which the  
23 Secretary of Health and Human Services determines  
24 requires State legislation (other than legislation ap-  
25 propriating funds) in order for the plan to meet the

1 additional requirement imposed by the amendment  
2 made by this section, the State plan shall not be re-  
3 garded as failing to comply with the requirements of  
4 such title solely on the basis of its failure to meet  
5 that additional requirement before the later of the  
6 following dates:

7 (A) The first day of the first calendar  
8 quarter beginning after the close of the first  
9 regular session of the State legislature that be-  
10 gins after the date of the enactment of this Act.

11 (B) October 1, 2013.

12 For purposes of subparagraph (A), in the case of a  
13 State that has a 2-year legislative session, each year  
14 of such session shall be deemed to be a separate reg-  
15 ular session of the State legislature.

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