

117TH CONGRESS
1ST SESSION

H. R. 1784

To amend title XIX of the Social Security Act to enhance reporting requirements for nonexpansion States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2021

Mr. DOGGETT (for himself, Mr. CASTRO of Texas, Mr. COOPER, Mr. CRIST, Mr. CUELLAR, Mr. DEUTCH, Ms. ESCOBAR, Mrs. FLETCHER, Mr. GREEN of Texas, Mr. HASTINGS, Ms. JACKSON LEE, Ms. JOHNSON of Texas, Ms. SEWELL, Ms. WILLIAMS of Georgia, Ms. GARCIA of Texas, Mr. THOMPSON of Mississippi, Mr. DAVID SCOTT of Georgia, Ms. WASSERMAN SCHULTZ, Mr. BUTTERFIELD, Mr. COHEN, Ms. MOORE of Wisconsin, Mr. JOHNSON of Georgia, Mr. VICENTE GONZALEZ of Texas, and Mr. VELA) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend title XIX of the Social Security Act to enhance reporting requirements for nonexpansion States, 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 “Medicaid Report on
5 Expansion of Access to Coverage for Health Act” or the
6 “Medicaid REACH Act”.

1 **SEC. 2. ENHANCED REPORTING REQUIREMENTS FOR NON-**
2 **EXPANSION STATES.**

3 Section 1903 of the Social Security Act (42 U.S.C.
4 1396b) is amended—

5 (1) in subsection (a)(7), by inserting “sub-
6 section (cc) and” before “section 1919(g)(3)(B)”;
7 and

8 (2) by adding at the end the following new sub-
9 section:

10 “(cc) **REDUCTION OF FEDERAL PAYMENTS FOR CER-**
11 **TAIN ADMINISTRATIVE COSTS OF NONEXPANSION STATES**
12 **THAT DO NOT SATISFY REPORTING REQUIREMENTS.—**

13 “(1) **IN GENERAL.—**

14 “(A) **REDUCTION.—**In the case of a non-
15 expansion State, with respect to a fiscal year
16 (beginning with fiscal year 2022) that does not
17 satisfy the reporting requirement under para-
18 graph (2) for such fiscal year, the percentage
19 specified in subsection (a)(7) for amounts de-
20 scribed in such subsection expended by such
21 State during a calendar quarter described in
22 paragraph (4) with respect to such fiscal year,
23 subject to subparagraph (B), shall be reduced
24 by the number of percentage points specified in
25 paragraph (4) for the respective calendar quar-
26 ter.

1 “(B) EXCEPTION.—In the case of a non-
2 expansion State that is subject to a reduction
3 under subparagraph (A) for the calendar quar-
4 ter described in paragraph (4)(A) with respect
5 to a fiscal year, if the State satisfies the criteria
6 described in subparagraphs (A), (B), and (C) of
7 paragraph (2) (without regard to the dates
8 specified in such subparagraph (A) and (C)) be-
9 fore the beginning of a subsequent calendar
10 quarter described in paragraph (4) with respect
11 to such fiscal year, then such State shall not be
12 subject to a reduction under subparagraph (A)
13 for such subsequent calendar quarter.

14 “(2) REPORTING REQUIREMENT.—For pur-
15 poses of paragraph (1), a nonexpansion State satis-
16 fies the reporting requirement under this paragraph
17 for a fiscal year, if the nonexpansion State—

18 “(A) by not later than January 1 of such
19 year, posts on the public website of the State
20 agency administering the State plan, the infor-
21 mation described in paragraph (3) with respect
22 to such State for the previous year;

23 “(B) provides for at least a 30-day period
24 for notice and comment on such information;
25 and

1 “(C) by not later than March 1 of such
2 year, submits to the Secretary a complete re-
3 port including such information, comments sub-
4 mitted pursuant to subparagraph (B), and a re-
5 sponse by the State to each such comment.

6 “(3) INFORMATION DESCRIBED.—The informa-
7 tion described in this paragraph, with respect to a
8 State and year, is the following:

9 “(A) The estimated number of individuals
10 who were uninsured for at least 6 months
11 (disaggregated by race, ethnicity, gender, and
12 age-groups of 0 to 18 years of age and of 19
13 years of age to 64 years of age), as well as a
14 detailed description of the basis for the esti-
15 mates.

16 “(B) The estimated number of the individ-
17 uals estimated under subparagraph (A) in the
18 State who would be eligible for medical assist-
19 ance under the State plan if the State were to
20 make medical assistance under the State plan
21 available in accordance with section 1902(k)(1)
22 to all individuals described in section
23 1902(a)(10)(i)(VIII), and a detailed description
24 of the basis for the estimates.

1 “(C) A comprehensive listing of State in-
2 come eligibility criteria for all mandatory and
3 optional Medicaid eligibility groups for which
4 the State plan provides medical assistance
5 (other than with respect to individuals described
6 in clause (i)(II), (ii)(VI), or (ii)(XXII) of sec-
7 tion 1902(a)(10)(A)).

8 “(D) The total amount of hospital uncom-
9 pensated-care costs and a breakdown of the
10 source of such costs, as well as a breakdown for
11 rural and non-rural hospitals.

12 “(E) The total amount received through an
13 uncompensated care pool (as defined by the
14 Secretary).

15 “(4) PERCENTAGE DESCRIBED.—For purposes
16 of paragraph (1), a calendar quarter described in
17 this paragraph, with respect to a fiscal year, and the
18 percentage points described in this paragraph for
19 such quarter, with respect to a State, are—

20 “(A) for the calendar quarter beginning on
21 the April 1 occurring during such fiscal year,
22 0.5 percentage points;

23 “(B) for the calendar quarter beginning on
24 the July 1 occurring during such fiscal year,
25 1.0 percentage point; and

1 “(C) for the calendar quarter beginning on
2 the October 1 occurring during the subsequent
3 fiscal year, 1.5 percentage points.

4 “(5) PAYMENT IN CASE OF REPORTING
5 STATE.—The expenses incurred by a non-expansion
6 State, with respect to any calendar quarter with re-
7 spect to a fiscal year (beginning with 2021), for car-
8 rying out subparagraphs (A) through (C) of para-
9 graph (2) shall, for purposes of section 1903(a)(7),
10 be considered to be expenses necessary for the prop-
11 er and efficient administration of the State plan
12 under this title.

13 “(6) NONEXPANION STATE DEFINED.—For
14 purposes of this subsection, the term ‘nonexpansion
15 State’ means, with respect to a fiscal year, a State
16 that as of the first quarter of such fiscal year does
17 not provide under the State plan of such State (or
18 waiver of such plan) for making medical assistance
19 available in accordance with section 1902(k)(1) to
20 all individuals described in section
21 1902(a)(10)(i)(VIII).”.

○