

118TH CONGRESS  
1ST SESSION

# H. R. 4056

To amend title XIX of the Social Security Act to ensure that medical assistance is available to children in foster care who are placed in a qualified residential treatment program under the Medicaid program.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 13, 2023

Mr. BILIRAKIS (for himself, Ms. CASTOR of Florida, and Ms. CHU) 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 ensure that medical assistance is available to children in foster care who are placed in a qualified residential treatment program under the Medicaid program.

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 Medicaid  
5 Continuity for Children in Foster Care Act of 2023”.

1 **SEC. 2. ENSURING THAT MEDICAL ASSISTANCE IS AVAIL-**  
2 **ABLE TO CHILDREN IN FOSTER CARE WHO**  
3 **ARE PLACED IN A QUALIFIED RESIDENTIAL**  
4 **TREATMENT PROGRAM UNDER THE MED-**  
5 **ICAID PROGRAM.**

6 (a) IN GENERAL.—Section 1905(a)(31)(B) of the So-  
7 cial Security Act (42 U.S.C. 1396d(a)(31)(B)) is amended  
8 by inserting “and care and services provided to any indi-  
9 vidual who is a child in foster care under the responsibility  
10 of a State who has been placed, in accordance with the  
11 requirements of section 475A(c), in a child care institution  
12 that is a qualified residential treatment program (as de-  
13 fined in section 472(k)(4)), but only if payments are being  
14 made on behalf of such child under section 472 with re-  
15 spect to which Federal payments may be made under sec-  
16 tion 474(a)(1) and only if the child continues to be in fos-  
17 ter care under the responsibility of a State” after “section  
18 1915(l)”.

19 (b) EFFECTIVE DATE.—The amendment made by  
20 subsection (a) shall apply with respect to medical assist-  
21 ance furnished in calendar quarters beginning on or after  
22 October 1, 2023.

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