

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R.2646
OFFERED BY M____.**

Add at the appropriate place the following:

**1 SEC. 5____. PROVIDING FULL-RANGE OF EPSDT SERVICES
2 TO CHILDREN IN IMDs.**

3 (a) PROVIDING FULL-RANGE OF EPSDT SERVICES
4 TO CHILDREN IN IMDs.—Section 1905(h) of the Social
5 Security Act (42 U.S.C. 1396d(h)) is amended by adding
6 at the end the following new paragraph:

7 “(3) Such term includes the full-range of early and
8 periodic screening, diagnostic, and treatment services (as
9 defined in subsection (r)).”.

10 (b) EFFECTIVE DATE.—

11 (1) IN GENERAL.—Subject to paragraph (2),
12 the amendment made by subsection (a) shall apply
13 to items and services furnished after the date of the
14 enactment of this section.

15 (2) EXCEPTION FOR STATE LEGISLATION.—In
16 the case of a State plan under title XIX of the So-
17 cial Security Act, which the Secretary of Health and
18 Human Services determines requires State legisla-
19 tion in order for the respective plan to meet any re-

1 requirement imposed by the amendments made by
2 subsection (a), the respective 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 such an additional requirement before the first day
6 of the first calendar quarter beginning after the
7 close of the first regular session of the State legisla-
8 ture that begins after the date of enactment of this
9 Act. For purposes of the previous sentence, in the
10 case of a State that has a 2-year legislative session,
11 each year of the session shall be considered to be a
12 separate regular session of the State legislature.

