

[DISCUSSION DRAFT]

118TH CONGRESS
2D SESSION

H. R. _____

To amend title XIX of the Social Security Act to add a Medicaid State plan requirement with respect to the determination of residency of certain individuals serving in the Armed Forces.

IN THE HOUSE OF REPRESENTATIVES

M____. _____ introduced the following bill; which was referred to the
Committee on _____

A BILL

To amend title XIX of the Social Security Act to add a Medicaid State plan requirement with respect to the determination of residency of certain individuals serving in the Armed Forces.

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 “_____ Act of 2024”.

1 **SEC. 2. MEDICAID STATE PLAN REQUIREMENT FOR DETER-**
2 **MINING RESIDENCY OF MILITARY FAMILIES.**

3 Section 1902(a) of the Social Security Act (42 U.S.C.
4 1396a(a)) is amended—

5 (1) in paragraph (86), by striking “and” at the
6 end;

7 (2) in paragraph (87), by striking the period at
8 the end and inserting “; and”; and

9 (3) by inserting after paragraph (87) the fol-
10 lowing new paragraph:

11 “(88) beginning January 1, 2028, provide that
12 in determining eligibility for medical assistance
13 under the State plan (or waiver of such plan) for an
14 individual (or dependent of such individual) who is
15 a member of the Armed Forces serving on active
16 duty and is, by reason of such service, temporarily
17 relocated to a State other than such State, if such
18 individual (or dependent) remains a legal resident of
19 such State and was, at the time of the relocation, re-
20 ceiving home and community-based services de-
21 scribed in section 9817(a)(2)(B) of the American
22 Rescue Plan Act of 2021, the State shall deem such
23 individual (or dependent) to be a resident of such
24 State for purposes of this title.”.