

THURS 7/30  
9:51 am  
B

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3200  
OFFERED BY MR. MURPHY OF CONNECTICUT  
and MR. Stupak  
[AINS-EC\_001]**

In subtitle C of title VII of division B, add at the end the following new section:

1 **SEC. 1726. PRESERVATION OF MEDICAID BENEFITS FOR**  
2 **YOUTHS UPON RELEASE FROM PUBLIC INSTI-**  
3 **TUTIONS.**

4 Section 1902(a) of the Social Security Act (42 U.S.C.  
5 1396a) is amended—

6 (1) by striking “and” at the end of paragraph  
7 (72);

8 (2) by striking the period at the end of para-  
9 graph (73) and inserting “; and”; and

10 (3) by inserting after paragraph (73) the fol-  
11 lowing new paragraph:

12 “(74) MEDICAID COVERAGE FOR YOUTHS UPON  
13 RELEASE FROM PUBLIC INSTITUTIONS.—

14 “(A) IN GENERAL.—provide that in the  
15 case of any youth described in subparagraph  
16 (B)—

1           “(i) during the period such youth is  
2           incarcerated in a public institution, the  
3           State shall not terminate eligibility for  
4           medical assistance under the State plan for  
5           such youth;

6           “(ii) during the period such youth is  
7           incarcerated in a public institution, the  
8           State shall establish a process that ensures

9                   “(I) that the State does not  
10                   claim federal financial participation  
11                   for services that are provided to such  
12                   youth and that are excluded under  
13                   subsection 1905(a)(28)(A) (42 U.S.C.  
14                   1396d(a)(28)(A)); and

15                   “(II) that the youth receives  
16                   medical assistance for which federal  
17                   participation is available under this  
18                   title;

19           “(iii) on or before the date such youth  
20           is released from such institution, the State  
21           ensure that such youth is enrolled for med-  
22           ical assistance under this title, unless and  
23           until there is a determination that the indi-  
24           vidual is no longer eligible to be so en-  
25           rolled; and

1           “(iv) the State shall ensure that en-  
2           rollment under clause (iii) will be com-  
3           pleted before such date so that the youth  
4           can access medical assistance under this  
5           title immediately upon leaving the institu-  
6           tion.

7           “(B) YOUTH DESCRIBED.—A youth de-  
8           scribed in this subparagraph is an individual  
9           who—

10           “(i) is 18 years of age or younger;

11           “(ii) was enrolled for medical assist-  
12           ance under the State plan immediately be-  
13           fore becoming an inmate of a public insti-  
14           tution;

15           “(iii) is 18 years of age or younger  
16           upon release from such institution; and

17           “(iv) is eligible for such medical as-  
18           sistance under the State plan at the time  
19           of release from such institution.”

