



AMENDMENT NO. _____

Calendar No. _____

Purpose: To reduce the FMAP for the Medicaid expansion to 80 percent in expansion States that provide State-funded coverage to aliens who are not qualified aliens and who are have been charged with or convicted of certain acts.

IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.

AMENDMENT N^o 2705By Cornyn

II of H. Con.

To: Amor No 2360

_____ and

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Page(s)

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CORNYN to

the amendment (No.2360) proposed by Mr. GRAHAM

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____ . EXPANSION FMAP FOR CERTAIN STATES PRO-**

3 **VIDING PAYMENTS FOR HEALTH CARE FUR-**

4 **NISHED TO CERTAIN INDIVIDUALS.**

5 (a) IN GENERAL.—Section 1905 of the Social Secu-
6 rity Act (42 U.S.C. 1396d) is amended—

7 (1) in subsection (y)—

8 (A) in paragraph (1)(E), by inserting “(or,

9 for calendar quarters beginning on or after Oc-

10 tober 1, 2027, in the case such State is a speci-

fied State with respect to such calendar quarter, 80 percent)” after “thereafter”; and

(B) in paragraph (2), by adding at the end the following new subparagraph:

“(C) SPECIFIED STATE.—The term ‘specified State’ means, with respect to a quarter, a State that—

“(i) provides any form of financial assistance from a State general fund during such quarter, in whole or in part, whether or not made under a State plan (or waiver of such plan) under this title or under another program established by the State, to or on behalf of an alien who is not a qualified alien and has been charged with, or convicted of, an act described in subparagraph (D), for the purchasing of health insurance coverage (as defined in section 2791(b)(1) of the Public Health Service Act) for any such alien; or

“(ii) provides any form of comprehensive health benefits coverage, except such coverage required by Federal law, during such quarter, whether or not under a State plan (or waiver of such plan) under this

1 title or under another program established
2 by the State, and regardless of the source
3 of funding for such coverage, to any such
4 alien.

5 “(D) ACTS DESCRIBED.—For purposes of
6 subparagraph (C)(i), an act described in this
7 subparagraph is any of the following:

8 “(i) A sex offense (as defined in sec-
9 tion 111 of the Sex Offender Registration
10 and Notification Act (34 U.S.C. 20911)).

11 “(ii) A crime involving severe forms of
12 trafficking in persons (as defined in section
13 103 of the Trafficking Victims Protection
14 Act of 2000 (22 U.S.C. 7102)).

15 “(iii) A crime of domestic violence (as
16 defined in section 40002(a) of the Violence
17 Against Women Act of 1994 (34 U.S.C.
18 12291(a))).

19 “(iv) A crime of child abuse and ne-
20 glect (as defined in section 3 of the Child
21 Abuse Prevention and Treatment Act
22 (Public Law 93–247; 42 U.S.C. 5101
23 note)).

24 “(v) Murder, manslaughter, or an at-
25 tempt to commit murder or manslaughter

1 (within the meanings of such terms in sec-
2 tions 1111, 1112, and 1113 of title 18,
3 United States Code).

4 “(vi) A crime involving receipt, dis-
5 tribution, or possession of a visual depic-
6 tion of a minor engaging in sexually ex-
7 plicit conduct (within the meanings of such
8 terms in section 2252 of title 18, United
9 States Code).

10 “(E) IMMIGRATION TERMS.—

11 “(i) ALIEN.—The term ‘alien’ has the
12 meaning given such term in section 101(a)
13 of the Immigration and Nationality Act.

14 “(ii) QUALIFIED ALIEN.—The term
15 ‘qualified alien’ has the meaning given
16 such term in section 431 of the Personal
17 Responsibility and Work Opportunity Rec-
18 onciliation Act of 1996, except that the
19 references to ‘(in the opinion of the agency
20 providing such benefits)’ in subsection (c)
21 of such section 431 shall be treated as ref-
22 erences to ‘(in the opinion of the State in
23 which such comprehensive health benefits
24 coverage or such financial assistance is
25 provided, as applicable)’.”; and

1 (2) in subsection (z)(2)—

2 (A) in subparagraph (A), by striking “for
3 such year” and inserting “for such quarter”;
4 and

5 (B) in subparagraph (B)(i)—

6 (i) in the matter preceding subclause
7 (I), by striking “for a year” and inserting
8 “for a calendar quarter in a year”; and

9 (ii) in subclause (II), by striking “for
10 the year” and inserting “for the quarter
11 for the State”.

12 (b) REPEAL.—Section 71110 of this Act is repealed,
13 and the Social Security Act shall be applied as if the
14 amendments made by such section had not been enacted.