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(Original Signature of Member)

115TH CONGRESS
1ST SESSION

H. J. RES. _____

Making further continuing appropriations for fiscal year 2018, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. FRELINGHUYSEN introduced the following joint resolution; which was referred to the Committee on _____

JOINT RESOLUTION

Making further continuing appropriations for fiscal year 2018, and for other purposes.

1 *Resolved by the Senate and House of Representatives*

2 *of the United States of America in Congress assembled,*

3 **DIVISION A—FURTHER CON-**

4 **TINUING APPROPRIATIONS**

5 **ACT, 2018**

6 **SEC. 101. FURTHER CONTINUING APPROPRIATIONS.**

7 The Continuing Appropriations Act, 2018 (division D

8 of Public Law 115–56) is amended by striking the date

1 specified in section 106(3) and inserting “December 22,
2 2017”.

3 This division may be cited as the “Further Con-
4 tinuing Appropriations Act, 2018”.

5 **DIVISION** **B—CHILDREN’S**
6 **HEALTH INSURANCE PRO-**
7 **GRAM (CHIP) ALLOCATION**
8 **REDISTRIBUTION SPECIAL**
9 **RULE**

10 **SEC. 201. CHIP ALLOCATION REDISTRIBUTION SPECIAL**
11 **RULE FOR CERTAIN SHORTFALL STATES**
12 **DURING FIRST QUARTER OF FISCAL YEAR**
13 **2018.**

14 Section 2104(f)(2) of the Social Security Act (42
15 U.S.C. 1397dd(f)(2)) is amended—

16 (1) by amending subparagraph (B) to read as
17 follows:

18 “(B) DETERMINATION OF REDISTRIBUTED
19 AMOUNTS IF INSUFFICIENT AMOUNTS AVAIL-
20 ABLE.—

21 “(i) PRORATION RULE.—Subject to
22 clause (ii), if the amounts available for re-
23 distribution under paragraph (1) for a fis-
24 cal year are less than the total amounts of
25 the estimated shortfalls determined for the

1 year under subparagraph (A), the amount
2 to be redistributed under such paragraph
3 for each shortfall State shall be reduced
4 proportionally.

5 “(ii) SPECIAL RULE FOR FIRST QUAR-
6 TER OF FISCAL YEAR 2018.—

7 “(I) IN GENERAL.—For the pe-
8 riod beginning on October 1, 2017,
9 and ending December 31, 2017, with
10 respect to any amounts available for
11 redistribution under paragraph (1) for
12 fiscal year 2018, the Secretary shall
13 redistribute under such paragraph
14 such amounts to each emergency
15 shortfall State (as defined in sub-
16 clause (II)) in such amount as is
17 equal to the amount of the shortfall
18 described in subclause (II) for such
19 State and period (as may be adjusted
20 under subparagraph (C)) before the
21 Secretary may redistribute such
22 amounts to any shortfall State that is
23 not an emergency shortfall State. In
24 the case of any amounts redistributed
25 under this subclause to a State that is

1 not an emergency shortfall State, such
2 amounts shall be determined in ac-
3 cordance with clause (i).

4 “(II) EMERGENCY SHORTFALL
5 STATE DEFINED.—For purposes of
6 this clause, the term ‘emergency
7 shortfall State’ means, with respect to
8 the period beginning October 1, 2017,
9 and ending December 31, 2017, a
10 shortfall State for which the Secretary
11 estimates, in accordance with sub-
12 paragraph (A) (unless otherwise speci-
13 fied in this subclause), that the pro-
14 jected expenditures under the State
15 child health plan and under section
16 2105(g) (calculated as if the reference
17 under section 2105(g)(4)(A) to ‘2017’
18 were a reference to ‘2018’ and insofar
19 as the allotments are available to the
20 State under this subsection or sub-
21 section (e) or (m)) for such period will
22 exceed the sum of the amounts de-
23 scribed in clauses (i) through (iii) of
24 subparagraph (A) for such period, in-
25 cluding after application of any

1 amount redistributed under paragraph
2 (1) before such date of enactment to
3 such State. A shortfall State may be
4 an emergency shortfall State under
5 the previous sentence without regard
6 to whether any amounts were redis-
7 tributed before such date of enact-
8 ment to such State under paragraph
9 (1) for fiscal year 2018.

10 “(III) APPLICATION OF QUALI-
11 FYING STATE OPTION.—During the
12 period described in subclause (I), sec-
13 tion 2105(g)(4) shall apply to a quali-
14 fying State (as defined in section
15 2105(g)(2)) as if under section
16 2105(g)(4)—

17 “(aa) the reference to ‘2017’
18 were a reference to ‘2018’; and

19 “(bb) the reference to ‘under
20 subsections (e) and (m) of such
21 section’ were a reference to
22 ‘under subsections (e), (f), and
23 (m) of such section.’”; and

24 (2) by adding at the end the following new sub-
25 paragraph:

1 “(D) RULE OF CONSTRUCTION.—Nothing
2 in this paragraph may be construed as pre-
3 venting a commonwealth or territory described
4 in subsection (c)(3) from being treated as a
5 shortfall State or an emergency shortfall
6 State.”.