

[DISCUSSION DRAFT]

115TH CONGRESS
2^D SESSION

H. R. _____

To amend title XI of the Social Security Act to provide for a one-year claims filing period for State Medicaid claims, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To amend title XI of the Social Security Act to provide for a one-year claims filing period for State Medicaid claims, and for other purposes.

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. STATE MEDICAID CLAIMS ONE-YEAR FILING**
4 **PERIOD; TRANSPARENCY WITH RESPECT TO**
5 **WAIVERS FROM CLAIMS FILING PERIOD.**

6 Section 1132 of the Social Security Act (42 U.S.C.
7 1320b-2) is amended—

1 (1) in subsection (a), in the matter following
2 paragraph (2)—

3 (A) by inserting “(or, in the case of ex-
4 penditures made by the State during a calendar
5 quarter beginning on or after January 1, 2021,
6 in carrying out the State plan approved under
7 title XIX, within the one-year period)” after
8 “within the two-year period”; and

9 (B) by inserting “(or such one-year pe-
10 riod)” after “such two-year period”; and

11 (2) in subsection (b)—

12 (A) in the first sentence, by striking “if
13 he” and inserting “if the Secretary”; and

14 (B) by adding at the end the following new
15 sentence: “In the case of such a waiver made
16 on or after January 1, 2019, with respect to
17 the filing of a claim for payment with respect
18 to expenditures in carrying out the State plan
19 approved under title XIX, the Secretary shall
20 publicly post on the website of the Department
21 of Health and Human Services a general notice
22 of such waiver and the reason for such waiver,
23 not later than 30 days after the date on which
24 such waiver is so made.”.