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(Original Signature of Member)

117TH CONGRESS  
1ST SESSION

# H. R. 1791

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To amend title XXI of the Social Security Act to permanently extend the Children's Health Insurance Program, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

Ms. BARRAGÁN introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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## A BILL

To amend title XXI of the Social Security Act to permanently extend the Children's Health Insurance Program, 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. SHORT TITLE.**

4 This Act may be cited as the "Children's Health In-  
5 surance Program Permanency Act" or the "CHIPP Act".

1 **SEC. 2. PERMANENT EXTENSION OF CHILDREN'S HEALTH**  
2 **INSURANCE PROGRAM.**

3 (a) IN GENERAL.—Section 2104(a)(28) of the Social  
4 Security Act (42 U.S.C. 1397dd(a)(28)) is amended to  
5 read as follows:

6 “(28) for fiscal year 2027 and each subsequent  
7 year, such sums as are necessary to fund allotments  
8 to States under subsections (c) and (m).”.

9 (b) ALLOTMENTS.—

10 (1) IN GENERAL.—Section 2104(m) of the So-  
11 cial Security Act (42 U.S.C. 1397dd(m)) is amend-  
12 ed—

13 (A) in paragraph (2)(B)(i), by striking “,  
14 2023, and 2027” and inserting “and 2023”;

15 (B) in paragraph (5)—

16 (i) by striking “for a fiscal year” and  
17 inserting “for a fiscal year before 2027”;  
18 and

19 (ii) by striking “2023, or 2027” and  
20 inserting “or 2023”;

21 (C) in paragraph (7)—

22 (i) in subparagraph (A), by striking  
23 “and ending with fiscal year 2027,”; and

24 (ii) in the flush left matter at the end,  
25 by striking “or fiscal year 2026” and in-

1                   serting “fiscal year 2026, or a subsequent  
2                   even-numbered fiscal year”;

3                   (D) in paragraph (9)—

4                   (i) by striking “(10), or (11)” and in-  
5                   serting “or (10)”; and

6                   (ii) by striking “2023, or 2027,” and  
7                   inserting “or 2023”; and

8                   (E) by striking paragraph (11).

9                   (2)       CONFORMING       AMENDMENT.—Section  
10                  50101(b)(2) of the Bipartisan Budget Act of 2018  
11                  (Public Law 115–123) is repealed.

12   **SEC. 3. PERMANENT EXTENSIONS OF OTHER PROGRAMS**  
13                                   **AND DEMONSTRATION PROJECTS.**

14                  (a)   PEDIATRIC   QUALITY   MEASURES   PROGRAM.—  
15                  Section 1139A(i)(1) of the Social Security Act (42 U.S.C.  
16                  1320b–9a(i)(1)) is amended—

17                  (1) in subparagraph (C), by striking at the end  
18                  “and”;

19                  (2) in subparagraph (D), by striking the period  
20                  at the end and insert a semicolon; and

21                  (3) by adding at the end the following new sub-  
22                  paragraphs:

23                               “(E) for fiscal year 2028, \$15,000,000 for  
24                               the purpose of carrying out this section (other  
25                               than subsections (e), (f), and (g)); and

1           “(F) for a subsequent fiscal year, the  
2           amount appropriated under this paragraph for  
3           the previous fiscal year, increased by the per-  
4           centage increase in the consumer price index for  
5           all urban consumers (all items; United States  
6           city average) over such previous fiscal year, for  
7           the purpose of carrying out this section (other  
8           than subsections (e), (f), and (g)).”.

9           (b) EXPRESS LANE ELIGIBILITY OPTION.—Section  
10          1902(e)(13) of the Social Security Act (42 U.S.C.  
11          1396a(e)(13)) is amended by striking subparagraph (I).

12          (c) ASSURANCE OF AFFORDABILITY STANDARD FOR  
13          CHILDREN AND FAMILIES.—

14           (1) IN GENERAL.—Section 2105(d)(3) of the  
15          Social Security Act (42 U.S.C. 1397ee(d)(3)) is  
16          amended—

17           (A) in the paragraph heading, by striking  
18           “THROUGH SEPTEMBER 30, 2027”; and

19           (B) in subparagraph (A), in the matter  
20          preceding clause (i)—

21           (i) by striking “During the period  
22           that begins on the date of enactment of  
23           the Patient Protection and Affordable Care  
24           Act and ends on September 30, 2027” and  
25           inserting “Beginning on the date of the en-

1 actment of the Patient Protection and Af-  
2 fordable Care Act”;

3 (ii) by striking “During the period  
4 that begins on October 1, 2019, and ends  
5 on September 30, 2027” and inserting  
6 “Beginning on October 1, 2019”; and

7 (iii) by striking “The preceding sen-  
8 tences shall not be construed as preventing  
9 a State during any such periods from” and  
10 inserting “The preceding sentences shall  
11 not be construed as preventing a State  
12 from”.

13 (2) CONFORMING AMENDMENTS.—Section  
14 1902(gg)(2) of the Social Security Act (42 U.S.C.  
15 1396a(gg)(2)) is amended—

16 (A) in the paragraph heading, by striking  
17 “THROUGH SEPTEMBER 30, 2027”; and

18 (B) by striking “through September 30”  
19 and all that follows through “ends on Sep-  
20 tember 30, 2027” and inserting “(but begin-  
21 ning on October 1, 2019,”.

22 (d) QUALIFYING STATES OPTION.—Section  
23 2105(g)(4) of the Social Security Act (42 U.S.C.  
24 1397ee(g)(4)) is amended—

1           (1) in the paragraph heading, by striking “FOR  
2 FISCAL YEARS 2009 THROUGH 2027” and inserting  
3 “AFTER FISCAL YEAR 2008”; and

4           (2) in subparagraph (A), by striking “for any  
5 of fiscal years 2009 through 2027” and inserting  
6 “for any fiscal year after fiscal year 2008”.

7           (e) OUTREACH AND ENROLLMENT PROGRAM.—Sec-  
8 tion 2113 of the Social Security Act (42 U.S.C. 1397mm)  
9 is amended—

10           (1) in subsection (a)—

11           (A) in paragraph (1), by striking “during  
12 the period of fiscal years 2009 through 2027”  
13 and inserting “, beginning with fiscal year  
14 2009,”;

15           (B) in paragraph (2)—

16           (i) by striking “10 percent of such  
17 amounts” and inserting “10 percent of  
18 such amounts for the period or the fiscal  
19 year for which such amounts are appro-  
20 priated”; and

21           (ii) by striking “during such period”  
22 and inserting “, during such period or such  
23 fiscal year,”; and

24           (C) in paragraph (3), by striking “For the  
25 period of fiscal years 2024 through 2027, an

1 amount equal to 10 percent of such amounts”  
2 and inserting “Beginning with fiscal year 2024,  
3 an amount equal to 10 percent of such amounts  
4 for the period or the fiscal year for which such  
5 amounts are appropriated”; and

6 (2) in subsection (g)—

7 (A) by striking “2017,,” and inserting  
8 “2017,”;

9 (B) by striking “and \$48,000,000” and in-  
10 serting “\$48,000,000”; and

11 (C) by inserting after “through 2027” the  
12 following: “, \$12,000,000 for fiscal year 2028,  
13 and, for each fiscal year after fiscal year 2028,  
14 the amount appropriated under this subsection  
15 for the previous fiscal year, increased by the  
16 percentage increase in the consumer price index  
17 for all urban consumers (all items; United  
18 States city average) over such previous fiscal  
19 year”.

20 (f) CHILD ENROLLMENT CONTINGENCY FUND.—

21 Section 2104(n) of the Social Security Act (42 U.S.C.  
22 1397dd(n)) is amended—

23 (1) in paragraph (2)—

24 (A) in subparagraph (A)(ii)—

1 (i) by striking “and 2024 through  
2 2026” and inserting “beginning with fiscal  
3 year 2024”; and

4 (ii) by striking “2023, and 2027” and  
5 inserting “, and 2023”; and

6 (B) in subparagraph (B)—

7 (i) by striking “2024 through 2026”  
8 and inserting “beginning with fiscal year  
9 2024”; and

10 (ii) by striking “2023, and 2027” and  
11 inserting “, and 2023”; and

12 (2) in paragraph (3)(A)—

13 (A) by striking “fiscal years 2024 through  
14 2026” and inserting “fiscal year 2024 or any  
15 subsequent fiscal year”; and

16 (B) by striking “2023, or 2027” and in-  
17 serting “, or 2023”.

18 **SEC. 4. STATE OPTION TO INCREASE CHILDREN'S ELIGI-**  
19 **BILITY FOR MEDICAID AND CHIP.**

20 Section 2110(b)(1)(B)(ii) of the Social Security Act  
21 (42 U.S.C. 1397jj(b)(1)(B)(ii)) is amended—

22 (1) in subclause (II), by striking “or” at the  
23 end;

24 (2) in subclause (III), by striking “and” at the  
25 end and inserting “or”; and



1           (3) by inserting after subclause (III) the fol-  
2           lowing new subclause:

3                   “(IV) at the option of the State,  
4                   whose family income exceeds the maximum  
5                   income level otherwise established for chil-  
6                   dren under the State child health plan as  
7                   of the date of the enactment of this sub-  
8                   clause; and”.