

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO THE COMMITTEE PRINT RELATING TO THE
CHILDREN’S HEALTH INSURANCE PROGRAM
OFFERED BY M__ . _____**

In lieu of the proposed recommendations, insert the following:

1 **Subtitle C—Children’s Health**
2 **Insurance Program**

3 **SEC. 3201. MANDATORY COVERAGE OF COVID-19 VACCINES**
4 **AND ADMINISTRATION AND TREATMENT**
5 **UNDER CHIP.**

6 (a) COVERAGE.—

7 (1) IN GENERAL.—Section 2103(c) of the So-
8 cial Security Act (42 U.S.C. 1397cc(e)) is amended
9 by adding at the end the following paragraph:

10 “(11) REQUIRED COVERAGE OF COVID-19 VAC-
11 CINES AND TREATMENT.—Regardless of the type of
12 coverage elected by a State under subsection (a), the
13 child health assistance provided for a targeted low-
14 income child, and, in the case of a State that elects
15 to provide pregnancy-related assistance pursuant to
16 section 2112, the pregnancy-related assistance pro-
17 vided for a targeted low-income pregnant woman (as

1 such terms are defined for purposes of such section),
2 shall include coverage, during the period beginning
3 on the date of the enactment of this paragraph and
4 ending on the last day of the first calendar quarter
5 that begins at least one year after the last day of
6 the emergency period described in section
7 1135(g)(1)(B), of—

8 “(A) a COVID–19 vaccine (and the admin-
9 istration of the vaccine); and

10 “(B) testing and treatments for COVID-
11 19, including specialized equipment and thera-
12 pies (including preventive therapies), and, in
13 the case of an individual who is diagnosed with
14 or presumed to have COVID–19, during the pe-
15 riod during which such individual has (or is
16 presumed to have) COVID–19, the treatment of
17 a condition that may seriously complicate the
18 treatment of COVID–19, if otherwise covered
19 under the State child health plan (or waiver of
20 such plan).”.

21 (2) PROHIBITION OF COST SHARING.—Section
22 2103(e)(2) of the Social Security Act (42 U.S.C.
23 1397cc(e)(2)), as amended by section 6004(b)(3) of
24 the Families First Coronavirus Response Act, is
25 amended—

1 (A) in the paragraph header, by inserting
2 “A COVID–19 VACCINE, COVID–19 TREATMENT,”
3 before “OR PREGNANCY-RELATED ASSISTANCE”;
4 and

5 (B) by striking “visits described in section
6 1916(a)(2)(G), or” and inserting “services de-
7 scribed in section 1916(a)(2)(G), vaccines de-
8 scribed in section 1916(a)(2)(H) administered
9 during the period described in such section (and
10 the administration of such vaccines), testing or
11 treatments described in section 1916(a)(2)(I)
12 furnished during the period described in such
13 section, or”.

14 (b) TEMPORARY INCREASE IN FEDERAL PAYMENTS
15 FOR COVERAGE AND ADMINISTRATION OF COVID–19
16 VACCINES.—Section 2105(c) of the Social Security Act
17 (42 U.S.C. 1397ee(c)) is amended by adding at the end
18 the following new paragraph:

19 “(12) TEMPORARY ENHANCED PAYMENT FOR
20 COVERAGE AND ADMINISTRATION OF COVID–19 VAC-
21 CINES.—During the period described in section
22 1905(hh)(2), notwithstanding subsection (b), the en-
23 hanced FMAP for a State, with respect to payments
24 under subsection (a) for expenditures under the
25 State child health plan (or a waiver of such plan) for

1 a vaccine described in section 1905(a)(4)(E) (and
2 the administration of such a vaccine), shall be equal
3 to 100 percent.”.

4 (c) ADJUSTMENT OF CHIP ALLOTMENTS.—Section
5 2104(m) of the Social Security Act (42 U.S.C.
6 1397dd(m)) is amended—

7 (1) in paragraph (2)(B), in the matter pre-
8 ceding clause (i), by striking “paragraphs (5) and
9 (7)” and inserting “paragraphs (5), (7), and (12)”;
10 and

11 (2) by adding at the end the following new
12 paragraph:

13 “(12) ADJUSTING ALLOTMENTS TO ACCOUNT
14 FOR INCREASED FEDERAL PAYMENTS FOR COV-
15 ERAGE AND ADMINISTRATION OF COVID-19 VAC-
16 CINES.—If a State, commonwealth, or territory re-
17 ceives payment for a fiscal year (beginning with fis-
18 cal year 2021) under subsection (a) of section 2105
19 for expenditures that are subject to the enhanced
20 FMAP specified under subsection (c)(12) of such
21 section, the amount of the allotment determined for
22 the State, commonwealth, or territory under this
23 subsection—

24 “(A) for such fiscal year shall be increased
25 by the projected expenditures for such year by

1 the State, commonwealth, or territory under the
2 State child health plan (or a waiver of such
3 plan) for vaccines described in section
4 1905(a)(4)(E) (and the administration of such
5 vaccines); and

6 “(B) once actual expenditures are available
7 in the subsequent fiscal year, the fiscal year al-
8 lotment that was adjusted by the amount de-
9 scribed in subparagraph (A) shall be adjusted
10 on the basis of the difference between—

11 “(i) such projected amount of expend-
12 itures described in subparagraph (A) for
13 such fiscal year described in such subpara-
14 graph by the State, commonwealth, or ter-
15 ritory; and

16 “(ii) the actual amount of expendi-
17 tures for such fiscal year described in sub-
18 paragraph (A) by the State, common-
19 wealth, or territory under the State child
20 health plan (or waiver of such plan) for
21 vaccines described in section 1905(a)(4)(E)
22 (and the administration of such vac-
23 cines).”.

1 **SEC. 3202. MODIFICATIONS TO CERTAIN COVERAGE UNDER**
2 **CHIP FOR PREGNANT AND POSTPARTUM**
3 **WOMEN.**

4 (a) MODIFICATIONS TO COVERAGE.—

5 (1) IN GENERAL.—Section 2107(e)(1) of the
6 Social Security Act (42 U.S.C. 1397gg(e)(1)) is
7 amended—

8 (A) by redesignating subparagraphs (J)
9 through (S) as subparagraphs (K) through (T),
10 respectively; and

11 (B) by inserting after subparagraph (I) the
12 following new subparagraph:

13 “(J) Paragraphs (5) and (16) of section
14 1902(e) (relating to the State option to provide
15 medical assistance consisting of full benefits
16 during pregnancy and throughout the 12-month
17 postpartum period under title XIX, but only if
18 the State has elected to apply such paragraph
19 (16) with respect to pregnant women under
20 title XIX and provides child health assistance
21 for targeted low-income children who are preg-
22 nant or has elected under section 2112(a) to
23 provide pregnancy-related assistance for tar-
24 geted low-income pregnant women and, in the
25 case of such a State, the provision of assistance
26 under the State child health plan for such tar-

1 geted low-income children or targeted low-in-
2 come pregnant women (as applicable) during
3 pregnancy and the 12-month postpartum period
4 shall be required and not at the option of the
5 State, and subparagraph (B) of section
6 1902(e)(16) shall be applied to the State child
7 health plan or waiver as requiring coverage of
8 all items or services provided to a targeted low
9 income children or targeted low-income preg-
10 nant woman (as applicable) under such plan or
11 waiver).”.

12 (2) OPTIONAL COVERAGE OF TARGETED LOW-
13 INCOME PREGNANT WOMEN.—Section 2112(d)(2)(A)
14 of the Social Security Act (42 U.S.C.
15 1397ll(d)(2)(A)) is amended by inserting after “60-
16 day period” the following: “, or, in the case that
17 subparagraph (A) of section 1902(e)(16) applies to
18 the State child health plan (or waiver of such plan),
19 pursuant to section 2107(e)(1), the 12-month pe-
20 riod,”.

21 (b) EFFECTIVE DATE.—The amendments made by
22 subsection (a), shall apply with respect to State elections
23 made under paragraph (16) of section 1902(e) of the So-
24 cial Security Act (42 U.S.C. 1396a(e)), as added by sec-
25 tion 3102(a) of subtitle B of this title, during the 5-year

1 period beginning on the 1st day of the 1st fiscal year quar-
2 ter that begins at least one year after the date of the en-
3 actment of this Act.

