

103^D CONGRESS
1ST SESSION

H. R. 1263

To amend title XVIII of the Social Security Act to direct the Secretary of Health and Human Services to determine whether individuals entitled to benefits under the medicare program meet the requirements for status as qualified medicare beneficiaries under the medicaid program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 1993

Mr. McCLOSKEY introduced the following bill; which was referred jointly to the Committees on Ways and Means and Energy and Commerce

A BILL

To amend title XVIII of the Social Security Act to direct the Secretary of Health and Human Services to determine whether individuals entitled to benefits under the medicare program meet the requirements for status as qualified medicare beneficiaries under the medicaid 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,*

1 **SECTION 1. DETERMINATION BY SECRETARY OF QUALI-**
2 **FIED MEDICARE BENEFICIARY STATUS.**

3 (a) IN GENERAL.—Part B of title XVIII of the Social
4 Security Act (42 U.S.C. 1395j et seq.) is amended by in-
5 serting after section 1836 the following new section:

6 “DETERMINATION OF QUALIFIED MEDICARE
7 BENEFICIARY STATUS

8 “SEC. 1836A. (a) IN GENERAL.—At the time an in-
9 dividual becomes entitled to insurance benefits under part
10 A pursuant to section 226(a), the Secretary shall deter-
11 mine whether the individual meets the requirements for
12 status as a qualified medicare beneficiary under section
13 1905(p)(1).

14 “(b) CERTIFICATION TO STATES.—If the Secretary
15 makes a determination that an individual meets the re-
16 quirements for status as a qualified medicare beneficiary,
17 the Secretary shall certify such determination to the State
18 in which the individual resides.”.

19 (b) ACCEPTANCE OF DETERMINATION BY STATE.—
20 Section 1905(p) of such Act (42 U.S.C. 1396d(p)) is
21 amended by adding at the end the following new para-
22 graph:

23 “(5)(A) If the Secretary certifies to the State that
24 an individual meets the requirements for status as a quali-
25 fied medicare beneficiary, the individual shall be deemed
26 to have met the requirements of paragraph (1).

1 “(B) Nothing in subparagraph (A) shall be construed
2 to prohibit a State from requiring an individual to con-
3 tinue to meet the requirements of paragraph (1) after the
4 individual is deemed to have met the requirements of such
5 paragraph under subparagraph (A).”.

6 **SEC. 2. EFFECTIVE DATE.**

7 The amendments made by section 1 shall apply to
8 individuals entitled to benefits under title XVIII of the So-
9 cial Security Act pursuant to section 226(a) of such Act
10 on or after January 1, 1994.

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