

103^D CONGRESS
2^D SESSION

H. R. 4646

To amend title XIX of the Social Security Act to make optional the requirement that a State seek adjustment or recovery from an individual's estate of any medical assistance correctly paid on behalf of the individual under the State plan under such title, and to raise the minimum age of the individuals against whose estates the State is permitted to seek such adjustment or recovery.

IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 1994

Mr. DEAL (for himself, Mr. JOHNSON of Georgia, Mr. GENE GREEN of Texas, Mr. PARKER, and Mr. SANDERS) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend title XIX of the Social Security Act to make optional the requirement that a State seek adjustment or recovery from an individual's estate of any medical assistance correctly paid on behalf of the individual under the State plan under such title, and to raise the minimum age of the individuals against whose estates the State is permitted to seek such adjustment or recovery.

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. MAKING ESTATE RECOVERY OPTIONAL UNDER**
2 **STATE MEDICAID PLANS.**

3 (a) IN GENERAL.—Section 1917(b)(1) of the Social
4 Security Act (42 U.S.C. 1396p(b)(1)), as amended by sec-
5 tion 13612(a) of the Omnibus Budget Reconciliation Act
6 of 1993 (hereafter referred to as “OBRA–1993”), is
7 amended by striking “shall seek” each place it appears
8 and inserting “may seek”.

9 (b) INCREASE IN AGE OF BENEFICIARIES SUBJECT
10 TO RECOVERY.—Section 1917(b)(1)(B) of such Act (42
11 U.S.C. 1396p(b)(1)(B)), as amended by section 13612(a)
12 of OBRA–1993, is amended by striking “55 years” and
13 inserting “65 years”.

14 **SEC. 2. EFFECTIVE DATE.**

15 The amendments made by section 1 shall take effect
16 as if included in the enactment of section 13612(a) of
17 OBRA–1993.

○