

107TH CONGRESS
1ST SESSION

H. R. 1528

To amend title XIX of the Social Security Act to assure coverage for legal immigrant children and pregnant women under the Medicaid Program and the State children's health insurance program (SCHIP).

IN THE HOUSE OF REPRESENTATIVES

APRIL 4, 2001

Mr. TOWNS 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 assure coverage for legal immigrant children and pregnant women under the Medicaid Program and the State children's health insurance program (SCHIP).

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 "Legal Immigrant
5 Health Restoration Act of 2001".

1 **SEC. 2. COVERAGE OF LEGAL IMMIGRANT PREGNANT**
2 **WOMEN AND CHILDREN UNDER THE MED-**
3 **ICAID PROGRAM AND SCHIP.**

4 (a) **MEDICAID PROGRAM.**—Section 1903(v) of the
5 Social Security Act (42 U.S.C. 1396b(v)) is amended by
6 adding at the end the following new paragraph:

7 “(4)(A) Notwithstanding sections 401(a), 402(b),
8 403, and 421 of the Personal Responsibility and Work Op-
9 portunity Reconciliation Act of 1996, a State plan under
10 this title shall provide (in a plan amendment) medical as-
11 sistance under this title for aliens who are lawfully resid-
12 ing in the United States (including battered aliens de-
13 scribed in section 431(c) of such Act) and who are other-
14 wise eligible for such assistance, within either of the fol-
15 lowing eligibility categories:

16 “(i) **PREGNANT WOMEN.**—Women during preg-
17 nancy (and during the 60-day period beginning on
18 the last day of the pregnancy).

19 “(ii) **CHILDREN.**—Children (as defined under
20 such plan), including optional targeted low-income
21 children described in section 1905(u)(2)(B).

22 “(B) No debt shall accrue under an affidavit of sup-
23 port against any sponsor of an alien within a category of
24 aliens under subparagraph (A) on the basis of provision
25 of assistance to such category and the cost of such assist-
26 ance shall not be considered as an unreimbursed cost.”.

1 (b) SCHIP.—Section 2107(e)(1) of such Act (42
2 U.S.C. 1397gg(e)(1)) as amended by section 803 of the
3 Medicare, Medicaid, and SCHIP Benefits Improvement
4 and Protection Act of 2000, as enacted into law by section
5 1(a)(6) of Public Law 106–554, is amended by redesignig-
6 nating subparagraphs (C) and (D) as subparagraph (D)
7 and (E), respectively, and by inserting after subparagraph
8 (B) the following new subparagraph:

9 “(C) Section 1903(v)(4) (relating to cov-
10 erage of categories of permanent resident alien
11 children).”.

12 (c) EFFECTIVE DATE.—The amendments made by
13 this section shall take effect on October 1, 2001, and apply
14 to medical assistance and child health assistance furnished
15 on or after such date.

○