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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1492 Session of  
2013

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INTRODUCED BY DiGIROLAMO, SCHLOSSBERG, DERMODY, GAINNEY,  
BROWNLEE, NEILSON, B. BOYLE, CALTAGIRONE, FRANKEL, STURLA,  
WHEATLEY, O'BRIEN, FREEMAN, K. BOYLE, DAVIS, PARKER,  
GODSHALL, V. BROWN, KIM, DELISSIO, BRIGGS, SANTARSIERO, DEAN,  
M. DALEY, DAVIDSON, BIZZARRO, PAINTER, MAHONEY, HANNA,  
MARKOSEK, DONATUCCI, J. HARRIS, BISHOP, P. DALEY, KULA,  
KINSEY, BRADFORD, P. COSTA, SIMS, WATERS, MUNDY, SNYDER,  
KAVULICH, GOODMAN, D. COSTA, FABRIZIO, FLYNN, BARBIN,  
McGEEHAN, MULLERY, THOMAS, PASHINSKI, CLAY, MOLCHANY, DEASY,  
GALLOWAY, HAGGERTY, FARINA, CONKLIN, KIRKLAND, COHEN,  
D. MILLER, SCHREIBER, SAMUELSON, SABATINA, GERGELY, MATZIE,  
ROEBUCK, DeLUCA, LONGIETTI, MURT, VITALI, TAYLOR, W. KELLER,  
ROZZI, D. EVANS, CRUZ, NEUMAN AND MCCARTER, JUNE 11, 2013

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REFERRED TO COMMITTEE ON HUMAN SERVICES, JUNE 11, 2013

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AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An  
2 act to consolidate, editorially revise, and codify the public  
3 welfare laws of the Commonwealth," in public assistance,  
4 further providing for persons eligible for medical  
5 assistance.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Section 441.1(a) of the act of June 13, 1967  
9 (P.L.31, No.21), known as the Public Welfare Code, is amended by  
10 adding paragraphs to read:

11 Section 441.1. Persons Eligible for Medical Assistance.--(a)  
12 The following persons shall be eligible for medical assistance:

13 \* \* \*

14 (6) Persons who are eligible for the Medicaid expansion

1 described in section 1902(a)(10)(A)(i), (ii), (iii), (iv), (v)  
2 or (vi) of the Social Security Act (42 U.S.C. § 1396a(a)(10)(A)  
3 (i) or (ii)) and whose income as determined under Federal law,  
4 section 1902(e)(14) of the Social Security Act (42 U.S.C. §  
5 1396a(e)(14)) does not exceed one hundred thirty-three percent  
6 of the poverty line as defined in section 2110(c)(5) of the  
7 Social Security Act (42 U.S.C. § 1397jj(c)(5)) applicable to a  
8 family of the size involved, subject to section 1902(k) of the  
9 Social Security Act (42 U.S.C. § 1396a(k)).

10 (7) The secretary:

11 (i) Shall file a State Plan Amendment to implement the  
12 coverage described in paragraph (6) provided that the secretary  
13 may suspend the category of eligibility described in paragraph  
14 (6) if the Federal medical assistance percentages described in  
15 section 1905(y)(1) of the Social Security Act (42 U.S.C. §  
16 1396d(y)(1)) is reduced.

17 (ii) May also suspend the category of eligibility described  
18 in paragraph (6) if the Federal government disapproves the  
19 assessment of revenue from medicaid managed care organizations  
20 as defined in section 801-F and the secretary finds that such  
21 disapproval makes the expansion of eligibility to be  
22 impracticable.

23 (8) Individuals eligible under paragraph (6) may be charged  
24 premiums or cost sharing, including deductibles, copayments and  
25 similar charges for medical services as permitted under Federal  
26 law. In establishing such premiums or cost sharing, the  
27 secretary shall consider the funds certified by the Budget  
28 Secretary as available, the cost of living and the number of  
29 persons who may be eligible.

30 Section 2. This act shall take effect January 1, 2014.