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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2393 Session of  
2022

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INTRODUCED BY STAMBAUGH, RYAN, ROTHMAN, JAMES, GROVE, HAMM,  
SAYLOR AND KEEFER, MARCH 9, 2022

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REFERRED TO COMMITTEE ON HEALTH, MARCH 9, 2022

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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 providing for waivers to be requested for medical assistance.

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

7 Section 1. The act of June 13, 1967 (P.L.31, No.21), known  
8 as the Human Services Code, is amended by adding a section to  
9 read:

10 Section 443.13. Waivers to be Requested for Medical  
11 Assistance.--(a) The department shall request Federal approval  
12 from the Centers for Medicare and Medicaid Services of the  
13 United States Department of Health and Human Services for a  
14 demonstration waiver under section 1115 of the Social Security  
15 Act (49 Stat. 620, 42 U.S.C. § 1315) to enable the department  
16 to:

17 (1) Prohibit re-enrollment and deny eligibility for up to  
18 six months for nondisabled, nonpregnant adults between nineteen  
19 and sixty-four years of age who fail to report changes in

1 circumstances that affect their eligibility for medical  
2 assistance.

3 (2) Redetermine the medical assistance eligibility of an  
4 individual covered under this waiver once every six months  
5 instead of once every twelve months.

6 (3) Suspend the medical assistance requirement to renew  
7 eligibility automatically based on available information and  
8 suspend the medical assistance requirement to use a prepopulated  
9 renewal form.

10 (b) The following apply to approval:

11 (1) The department shall report receipt of approval of any  
12 waiver submitted under subsection (a) to the following:

13 (i) The Attorney General.

14 (ii) The Auditor General.

15 (iii) The Office of Inspector General.

16 (iv) The members of the General Assembly.

17 (v) The Legislative Reference Bureau for publication in the  
18 Pennsylvania Bulletin of the notice of approval of the waiver.

19 (2) The department shall adopt rules necessary to implement  
20 and administer this section.

21 (c) If Federal approval for any waiver under subsection (a)  
22 is denied, the department shall resubmit a request for approval  
23 of the waiver within twenty-four months of the original denial  
24 and each subsequent denial thereafter.

25 Section 2. This act shall take effect in 60 days.