

116TH CONGRESS
1ST SESSION

H. R. 5006

To amend title XIX of the Social Security Act to provide coverage under the Medicaid program for services for the treatment of psychiatric or substance use disorders furnished to certain individuals in an institution for mental diseases, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 8, 2019

Mr. EMMER 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 provide coverage under the Medicaid program for services for the treatment of psychiatric or substance use disorders furnished to certain individuals in an institution for mental diseases, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Expanding Access to
5 Inpatient Mental Health Act”.

1 **SEC. 2. MEDICAID COVERAGE FOR SERVICES FOR THE**
2 **TREATMENT OF PSYCHIATRIC OR SUB-**
3 **STANCE USE DISORDERS FURNISHED TO**
4 **CERTAIN INDIVIDUALS IN AN INSTITUTION**
5 **FOR MENTAL DISEASES.**

6 (a) IN GENERAL.—Section 1905(a) of the Social Se-
7 curity Act (42 U.S.C. 1396d(a)) is amended—

8 (1) in paragraph (29), by striking “; and” at
9 the end;

10 (2) by redesignating paragraph (30) as para-
11 graph (31);

12 (3) by inserting after paragraph (29) the fol-
13 lowing new paragraph:

14 “(30) services for the treatment of psychiatric
15 or substance use disorders furnished to any indi-
16 vidual who is eligible for medical assistance under
17 the State plan (or a waiver of such plan), enrolled
18 with a medicaid managed care organization (as de-
19 fined in section 1903(m)(1)(A)) or a prepaid inpa-
20 tient health plan described in section
21 1903(m)(9)(D)(iii)(I), and is a patient in an institu-
22 tion for mental diseases; and”;

23 (4) in the matter preceding the subdivision (A)
24 following paragraph (31), as redesignated by para-
25 graph (2), by striking “as otherwise provided in

1 paragraph (16)” and inserting “as otherwise pro-
2 vided in paragraphs (16) and (30)”.

3 (b) CONFORMING AMENDMENT.—Section
4 1903(m)(7) of the Social Security Act (42 U.S.C.
5 1396b(m)(7)) is amended by inserting before the period
6 at the end the following: “, and made with respect to serv-
7 ices described in such section provided before the date of
8 enactment of the Expanding Access to Inpatient Mental
9 Health Act”.

10 (c) EFFECTIVE DATE.—The amendments made by
11 subsection (a) shall apply with respect to medical assist-
12 ance provided on or after the date of the enactment of
13 this Act.

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