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**AMENDMENT TO H.R. 3962**

**OFFERED BY MR. DEAL OF GEORGIA, MR. HELL-  
ER OF NEVADA, MR. WILSON OF SOUTH  
CAROLINA, AND MR. SAM JOHNSON OF TEXAS**

(Amendment is to H.R. 3962, as Posted on the Rules  
Committee Website)

At the end of subtitle F of title II of division B, add  
the following new section:

1 **SEC. 1762. VERIFICATION REQUIREMENTS TO PREVENT IL-**  
2 **LEGAL ALIENS FROM RECEIVING MEDICAID**  
3 **BENEFITS.**

4 (a) **IN GENERAL.**—Section 1904 of the Social Secu-  
5 rity Act (42 U.S.C. 1396c) is amended—

6 (1) by striking “If the Secretary” and inserting  
7 the following:

8 “(a) **OVERSIGHT.**—If the Secretary”; and

9 (2) by adding at the end the following new sub-  
10 section:

11 “(b) **PREVENTING ILLEGAL ALIENS FROM RECEIV-**  
12 **ING MEDICAID BENEFITS.**—

13 “(1) **VERIFICATION AS CONDITION ON FUND-**  
14 **ING.**—Notwithstanding any other provision of law,  
15 subject to paragraphs (3) and (4), the Secretary

1 shall not provide funding under 1903(a) for medical  
2 assistance provided to an individual (other than  
3 emergency services unless such individual has been  
4 determined to be eligible for medical assistance  
5 under this title on the basis of—

6 “(A) United States citizenship or nation-  
7 ality through the verification process described  
8 in section 1903(x); or

9 “(B) qualified alien status through the im-  
10 migration status verification system described  
11 in section 1137(d).

12 “(2) RULE OF CONSTRUCTION.—Nothing in the  
13 Affordable Health Care for America Act or the  
14 amendments made by that Act shall be construed as  
15 exempting any individual from the eligibility  
16 verification requirements specified in paragraph (1).

17 “(3) NO APPLICATION TO DSH.—Paragraph (1)  
18 shall not apply to or affect the payments described  
19 in section 1923(f) (relating to disproportionate share  
20 hospital payments).

21 “(4) NO APPLICATION TO EMERGENCY MEDICAL  
22 SERVICES.—Paragraph (1) shall not apply to emer-  
23 gency medical services described in section 1903(f),  
24 regardless of the status of the individual for whom  
25 such services are provided.

1           “(5) NO IMPACT ON EMTALA.—Nothing in this  
2 subsection shall be construed as affecting the appli-  
3 cation of the requirements of section 1867.”.

4           (b) REQUIREMENT FOR PRESENTATION OF IDENTITY  
5 DOCUMENT.—Section 1902(ee)(1)(A) of such Act (42  
6 U.S.C. 1395b(ee)(1)(A)) is amended—

7           (1) by designating the matter beginning with  
8 “The State” as clause (ii); and

9           (2) by striking “(A)” and inserting the fol-  
10 lowing:

11           “(A)(i) The individual presents a document  
12 described in subparagraph (B) or (D) of section  
13 1902(x)(3) that establishes the identity of the  
14 individual.”.

