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**AMENDMENT**

**OFFERED BY MR. MCKEON OF CALIFORNIA**

In subtitle F of title VII of division B, add at the end the following:

1 **SEC. 1762. VERIFICATION REQUIREMENTS TO PREVENT IL-**  
2 **LEGAL ALIENS FROM RECEIVING MEDICARE**  
3 **AND MEDICAID BENEFITS AND OBTAINING**  
4 **COVERAGE THROUGH THE HEALTH INSUR-**  
5 **ANCE EXCHANGE.**

6 (a) PREVENTING ILLEGAL ALIENS FROM RECEIVING  
7 MEDICAID BENEFITS.—Section 1904 of the Social Secu-  
8 rity Act (42 U.S.C. 1396c) is amended—

9 (1) by designating the matter beginning with  
10 “If the Secretary” as subsection (a) with the head-  
11 ing “OVERSIGHT.” and the appropriate indentation;  
12 and

13 (2) by adding at the end the following new sub-  
14 section:

15 “(b) PREVENTING ILLEGAL ALIENS FROM RECEIV-  
16 ING MEDICAID BENEFITS.—

17 “(1) VERIFICATION AS CONDITION ON FUND-  
18 ING.—Notwithstanding any other provision of law,  
19 no unauthorized alien shall be eligible for any item

1 or service furnished under this title. The Secretary  
2 shall not provide funding under section 1903(a) for  
3 medical assistance provided to an individual unless  
4 such individual has been determined to be eligible  
5 for medical assistance under this title under para-  
6 graph (2).

7 “(2) DETERMINATION OF ELIGIBILITY.—Under  
8 this paragraph, eligibility for medical assistance  
9 shall be determined on the basis of—

10 “(A) United States citizenship or nation-  
11 ality through the verification process described  
12 in section 1903(x); or

13 “(B) qualified alien status through the im-  
14 migration status verification system described  
15 in section 1137(d).

16 “(3) RULE OF CONSTRUCTION.—Nothing in the  
17 Affordable Health Care for America Act or the  
18 amendments made by that Act shall be construed as  
19 exempting any individual from the eligibility  
20 verification requirements specified in paragraph  
21 (1).”

22 (b) PREVENTING ILLEGAL ALIENS FROM RECEIVING  
23 MEDICARE BENEFITS.—

1           (1) Section 226 of the Social Security Act (42  
2           U.S.C. 426) is amended by adding at the end the  
3           following new subsection:

4           “(k) PREVENTING ILLEGAL ALIENS FROM RECEIV-  
5           ING MEDICARE BENEFITS.—Notwithstanding any other  
6           provision of law, no unauthorized alien shall be entitled  
7           to hospital insurance benefits under part A of title XVIII.  
8           No individual shall receive such hospital insurance benefits  
9           unless such individual has been determined by the Sec-  
10          retary to be eligible for medical assistance under section  
11          1904(b)(2).”.

12          (2) Section 226A(a) of the Social Security Act  
13          (42 U.S.C. 426-1) is amended—

14                 (A) in paragraph (2), by striking “and”;

15                 (B) in paragraph (3), by adding “and” at  
16                 the end; and

17                 (C) by inserting after paragraph (3) the  
18                 following new paragraph:

19                 “(4) for purposes of enrollment in the public  
20                 health insurance option, has been determined by the  
21                 Secretary to be eligible for medical assistance under  
22                 section 1904(b)(2);”.

23          (3) Section 1811 of the Social Security Act (42  
24          U.S.C. 1395e) is amended by striking the period at  
25          the end and inserting “, but in no case does such

1 insurance program provide protection for unauthor-  
2 ized aliens.”

3 (c) PREVENTING ILLEGAL ALIENS FROM OBTAINING  
4 COVERAGE THROUGH THE HEALTH INSURANCE EX-  
5 CHANGE.—Notwithstanding any other provision of law, no  
6 unauthorized alien shall be an Exchange-eligible indi-  
7 vidual. No individual shall be an Exchange-eligible indi-  
8 vidual unless such individual has been determined by the  
9 Secretary to be eligible for medical assistance under sec-  
10 tion 1904(b)(2) of the Social Security Act (42 U.S.C.  
11 1396c(b)(2)).

