

Thurs 7/30  
4:45 pm  
B

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE H.R. 3200  
OFFERED BY MRS. CHRISTENSEN OF VIRGIN  
ISLANDS  
(AINS-EC\_001)**

Amend subtitle G of title VII of division B to read  
as follows:

1           **Subtitle G—Payments to the**  
2                           **Territories**

3 **SEC. 1171. PAYMENT TO TERRITORIES.**

4           (a) INCREASE IN CAP.—Section 1108 of the Social  
5 Security Act (42 U.S.C. 1308) is amended—

6                   (1) in subsection (f), by striking “subsection  
7 (g)” and inserting “subsections (g) and (h)”;

8                   (2) in subsection (g)(1), by striking “With re-  
9 spect to” and inserting “Subject to subsection (h),  
10 with respect to”; and

11                   (3) by adding at the end the following new sub-  
12 section:

13           “(h) ADDITIONAL INCREASE FOR FISCAL YEARS  
14 2011 THROUGH 2019.—With respect to fiscal years 2011  
15 through 2019, the amounts otherwise determined under  
16 subsections (f) and (g) for Puerto Rico, the Virgin Islands,

1 Guam, the Northern Mariana Islands and American  
2 Samoa shall be increased by the following amounts:

3           “(1) For Puerto Rico, for fiscal year 2011,  
4           \$727,600,000; for fiscal year 2012, \$775,000,000;  
5           for fiscal year 2013, \$850,000,000; for fiscal year  
6           2014, \$925,000,000; for fiscal year 2015,  
7           \$1,000,000,000; for fiscal year 2016,  
8           \$1,075,000,000; for fiscal year 2017,  
9           \$1,150,000,000; for fiscal year 2018,  
10          \$1,225,000,000; and for fiscal year 2019,  
11          \$1,396,400,000.

12           “(2) For the Virgin Islands, for fiscal year  
13          2011, \$34,000,000; for fiscal year 2012,  
14          \$37,000,000; for fiscal year 2013, \$40,000,000; for  
15          fiscal year 2014, \$43,000,000; for fiscal year 2015,  
16          \$46,000,000; for fiscal year 2016, \$49,000,000; for  
17          fiscal year 2017, \$52,000,000; for fiscal year 2018,  
18          \$55,000,000; and for fiscal year 2019, \$58,000,000.

19           “(3) For Guam, for fiscal year 2011,  
20          \$34,000,000; for fiscal year 2012, \$37,000,000; for  
21          fiscal year 2013, \$40,000,000; for fiscal year 2014,  
22          \$43,000,000; for fiscal year 2015, \$46,000,000; for  
23          fiscal year 2016, \$49,000,000; for fiscal year 2017,  
24          \$52,000,000; for fiscal year 2018, \$55,000,000; and  
25          for fiscal year 2019, \$58,000,000.

1           “(4) For the Northern Mariana Islands, for fis-  
2           cal year 2011, \$13,500,000; fiscal year 2012,  
3           \$14,500,000; for fiscal year 2013, \$15,500,000; for  
4           fiscal year 2014, \$16,500,000; for fiscal year 2015,  
5           \$17,500,000; for fiscal year 2016, \$18,500,000; for  
6           fiscal year 2017, \$19,500,000; for fiscal year 2018,  
7           \$21,000,000; and for fiscal year 2019, \$22,000,000.

8           “(5) For American Samoa, fiscal year 2011,  
9           \$22,000,000; fiscal year 2012, \$23,687,500; for fis-  
10          cal year 2013, \$24,687,500; for fiscal year 2014,  
11          \$25,687,500; for fiscal year 2015, \$26,687,500; for  
12          fiscal year 2016, \$27,687,500; for fiscal year 2017,  
13          \$28,687,500; for fiscal year 2018, \$29,687,500; and  
14          for fiscal year 2019, \$30,687,500.”.

15          (b) REPORT ON ACHIEVING MEDICAID PARITY PAY-  
16          MENTS BEGINNING WITH FISCAL YEAR 2020.—

17           (1) IN GENERAL.—Not later than October 1,  
18           2013, the Secretary of Health and Human Services  
19           shall submit to Congress a report that details a plan  
20           for the transition of each territory to full parity in  
21           Medicaid with the 50 States and the District of Co-  
22           lumbia in fiscal year 2020 by modifying their exist-  
23           ing Medicaid programs and outlining actions the  
24           Secretary and the governments of each territory  
25           must take by fiscal year 2020 to ensure parity in fi-

1 nancing. Such report shall include what the Federal  
2 medical assistance percentages would be for each  
3 territory if the formula applicable to the 50 States  
4 were applied. Such report shall also include any rec-  
5 ommendations that the Secretary may have as to  
6 whether the mandatory ceiling amounts for each ter-  
7 ritory provided for in section 1108 of the Social Se-  
8 curity Act (42 U.S.C. 1308) should be increased any  
9 time before fiscal year 2020 due to any factors that  
10 the Secretary deems relevant.

11 (2) PER CAPITA DATA.—As part of such report  
12 the Secretary shall include information about per  
13 capita income data that could be used to calculate  
14 Federal medical assistance percentages under section  
15 1905(b) of the Social Security Act, under section  
16 1108(a)(8)(B) of such Act, for each territory on how  
17 such data differ from the per capita income data  
18 used to promulgate Federal medical assistance per-  
19 centages for the 50 States. The report under this  
20 subsection shall include recommendations on how  
21 the Federal medical assistance percentages can be  
22 calculated for the territories beginning in fiscal year  
23 2020 to ensure parity with the 50 States.

24 (3) SUBSEQUENT REPORTS.—The Secretary  
25 shall submit subsequent reports to Congress in

1       2015, 2017, and 2019 detailing the progress that  
2       the Secretary and the governments of each territory  
3       have made in fulfilling the actions outlined in the  
4       plan submitted under paragraph (1).

5       (c) APPLICATION OF FMAP

6             —Section 1905(b) of such Act (42 U.S.C.  
7 1396d(b)) is amended by adding at the end the following  
8 sentence: “Notwithstanding the first sentence of this sub-  
9 section and any other provision of law, for fiscal years  
10 2011 through 2019, the Federal medical assistance per-  
11 centage for Puerto Rico, the Virgin Islands, Guam, the  
12 Northern Mariana Islands, and American Samoa shall be  
13 the highest Federal medical assistance percentage applica-  
14 ble to any of the 50 States or the District of Columbia  
15 for the fiscal year involved, taking into account the appli-  
16 cation of subsections (a) and (b)(1) of section 5001 of di-  
17 vision B of the American Recovery and Reinvestment Act  
18 of 2009 (Public Law 111–5) to such States and the Dis-  
19 trict for calendar quarters during such fiscal years for  
20 which such subsections apply.”.

21       (d) WAIVERS.—

22             (1) IN GENERAL.—Section 1902(j) of the Social  
23 Security Act (42 U.S.C. 1396a(j)) is amended by  
24 striking “American Samoa and the Northern Mar-  
25 iana Islands” and inserting “Puerto Rico, the Virgin

1 Islands, Guam, the Northern Mariana Islands, and  
2 American Samoa” each place it appears.

3 (2) EFFECTIVE DATE.—The amendment made  
4 by paragraph (1) shall apply beginning with fiscal  
5 year 2011.

6 (e) TECHNICAL ASSISTANCE.—The Secretary shall  
7 provide technical assistance to the governments of Puerto  
8 Rico, the Virgin Islands, Guam, the Northern Mariana Is-  
9 lands, and American Samoa in upgrading their existing  
10 computer systems in order to anticipate meeting reporting  
11 requirements necessary to implement the plan contained  
12 in the report under subsection (b)(1). The provision of  
13 such technical assistance shall not be counted against any  
14 limitation on payment to the territories under section  
15 1108 of the Social Security Act.

