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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2379 Session of  
2022

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INTRODUCED BY GROVE, STAMBAUGH, SMITH, RYAN, WHEELAND, HAMM,  
LEWIS DELROSSO, IRVIN, COX, GLEIM, SAYLOR, MENTZER, PICKETT,  
PENNYCUICK, KEEFER AND ROWE, MARCH 8, 2022

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REFERRED TO COMMITTEE ON HEALTH, MARCH 8, 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 work requirements.

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 441.10. Work Requirements.--No later than March 1 of  
11 each year, the secretary shall apply to the Centers for Medicare  
12 and Medicaid Services of the United States Department of Health  
13 and Human Services for a waiver under section 1315 of the Social  
14 Security Act (49 Stat. 620, 42 U.S.C. § 1315) for the following  
15 purposes:

16 (1) Instituting a work requirement for a Medicaid enrollee  
17 who is eighteen years of age or older and physically and  
18 mentally capable of work. The work requirement shall require a

1 Medicaid enrollee to become employed, actively seek employment  
2 as verified by the department or attend a job training program  
3 in accordance with the following:

4 (i) In the case of a Medicaid enrollee who is employed or  
5 attending job training programs in order to maintain enrollment  
6 in the Medicaid program, the Medicaid enrollee shall work twenty  
7 hours a week or complete twelve job training program-related  
8 activities a month.

9 (ii) A Medicaid enrollee who complies with the work  
10 requirement under subparagraph (i) may have Medicaid premiums or  
11 cost sharing reduced or other incentives beginning in year two  
12 of employment.

13 (iii) A Medicaid enrollee who has failed to comply with the  
14 work requirement under subparagraph (i) shall relinquish  
15 Medicaid program eligibility for the following time periods:

16 (A) Three months beginning in year two of employment.

17 (B) Six months beginning after the time period under clause  
18 (A) expires.

19 (C) Nine months beginning after the time period under clause  
20 (B) expires.

21 (2) Requiring an able-bodied Medicaid enrollee who is  
22 eighteen years of age or older to verify on a biannual basis or  
23 by request of the department the Medicaid enrollee's family  
24 income or the Medicaid enrollee's compliance with the provisions  
25 under paragraph (1) for the purpose of determining the Medicaid  
26 enrollee's eligibility.

27 (3) Banning an individual from enrolling in a Medicaid  
28 program if the individual has failed to comply with paragraphs  
29 (1) and (2).

30 (4) Exempting a Medicaid enrollee from the requirements

1 under paragraphs (1) and (2) under any of the following  
2 conditions:

3 (i) The Medicaid enrollee is attending high school as a  
4 full-time student.

5 (ii) The Medicaid enrollee is currently receiving temporary  
6 or permanent long-term disability benefits.

7 (iii) The Medicaid enrollee is an individual twenty years of  
8 age or younger or sixty-five years of age or older.

9 (iv) The Medicaid enrollee is a pregnant woman.

10 (v) The Medicaid enrollee receives Supplemental Security  
11 Income (SSI) benefits.

12 (vi) The Medicaid enrollee resides in a mental health  
13 institution or correctional institution.

14 (vii) The Medicaid enrollee is experiencing a crisis,  
15 serious medical condition or temporary condition that prevents  
16 the Medicaid enrollee from actively seeking employment, such as  
17 domestic violence or substance abuse treatment.

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