

119TH CONGRESS
1ST SESSION

H. R. 2586

To amend title XIX of the Social Security Act to allow States to make medical assistance available to inmates during the 30-day period preceding their release.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2025

Mr. TONKO (for himself, Mr. TURNER of Ohio, Ms. PETTERSEN, Mr. RUTHERFORD, Mr. AMO, Ms. ANSARI, Mr. BACON, Ms. BALINT, Ms. BARRAGÁN, Ms. BONAMICI, Ms. BROWNLEY, Mr. CAREY, Mr. CISCOMANI, Ms. CLARKE of New York, Mr. COSTA, Mr. CONNOLLY, Ms. CRAIG, Ms. CROCKETT, Ms. DAVIDS of Kansas, Ms. DEAN of Pennsylvania, Ms. DELBENE, Mr. DOGGETT, Mrs. FISCHBACH, Mr. FITZPATRICK, Mr. GOLDMAN of New York, Mr. HARDER of California, Mr. HORSFORD, Ms. JAYAPAL, Mr. KEATING, Mr. KRISHNAMOORTHY, Mr. LALOTA, Mr. LANDSMAN, Mr. LAWLER, Mr. LYNCH, Mr. MAGAZINER, Ms. McCLELLAN, Mr. MCGARVEY, Mr. MOULTON, Mr. NADLER, Mr. NORCROSS, Ms. NORTON, Ms. OCASIO-CORTEZ, Ms. PINGREE, Mr. QUIGLEY, Mrs. RAMIREZ, Ms. SALINAS, Ms. SCHAKOWSKY, Mr. SCHMIDT, Mr. SCHNEIDER, Ms. SCHRIER, Mr. SMITH of Washington, Ms. STANSBURY, Mr. THOMPSON of Pennsylvania, Mrs. TRAHAN, Ms. UNDERWOOD, Mr. VAN DREW, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Mrs. WATSON COLEMAN, Ms. WILLIAMS of Georgia, Mr. YAKYM, and Mr. VEASEY) 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 allow States to make medical assistance available to inmates during the 30-day period preceding their release.

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 “Reentry Act of 2025”.

5 **SEC. 2. ALLOWING FOR MEDICAL ASSISTANCE UNDER MED-**

6 **ICAID FOR INMATES DURING 30-DAY PERIOD**

7 **PRECEDING RELEASE.**

8 (a) IN GENERAL.—The subdivision (A) following the
9 last numbered paragraph of section 1905(a) of the Social
10 Security Act (42 U.S.C. 1396d(a)) is amended by insert-
11 ing “or in the case of any individual during the 30-day
12 period preceding the date of release of such individual
13 from such public institution” before “);”.

14 (b) REPORT.—Not later than 18 months after the
15 date of enactment of this Act, the Medicaid and CHIP
16 Payment and Access Commission shall submit a report to
17 Congress on the Medicaid inmate exclusion under the sub-
18 division (A) following the last numbered paragraph of sec-
19 tion 1905(a) of the Social Security Act (42 U.S.C.
20 1396d(a)). Such report shall, to the extent practicable, in-
21 clude the following information:

22 (1) PROVISION OF CARE IN CORRECTIONAL
23 SETTINGS.—An analysis and description of stand-
24 ards for health and safety for individuals who are in-
25 mates of correctional facilities, the health care pro-

1 vided to such individuals, and the physical environ-
2 ment in which health care is provided to such indi-
3 viduals, which may include the following:

4 (A) An assessment of access to health care
5 for incarcerated individuals, including a descrip-
6 tion of medical and behavioral health services
7 generally available to incarcerated individuals.

8 (B) An assessment of Medicare and Med-
9 icaid conditions of participation for hospitals,
10 psychiatric facilities, psychiatric residential
11 treatment facilities, nursing facilities, and other
12 relevant provider types, if any, and their poten-
13 tial application to health care services furnished
14 to individuals who are inmates of correctional
15 facilities.

16 (C) An assessment of State licensing and
17 certification standards, processes, and enforce-
18 ment mechanisms for correctional facilities, and
19 the potential application of such standards,
20 processes, and enforcement mechanisms to the
21 provision of health care to individuals who are
22 inmates of correctional facilities.

23 (D) An assessment of accrediting bodies
24 for correctional facilities, the respective accred-
25 iting standards of such bodies, and the accred-

1 iting practices relevant to health care services
2 provided by correctional facilities to individuals
3 who are inmates of such facilities, in compari-
4 son to major community health care facility ac-
5 crediting bodies.

6 (2) IMPACT OF THE REENTRY ACT; REC-
7 COMMENDATIONS FOR ADDITIONAL ACTION.—

8 (A) The number of incarcerated individuals
9 who would otherwise be eligible to enroll for
10 medical assistance under a State plan approved
11 under title XIX of the Social Security Act (42
12 U.S.C. 1396 et seq.) (or a waiver of such a
13 plan).

14 (B) An analysis of the preliminary impact
15 of the amendment made by subsection (a) on
16 health care coverage and the transition back
17 into the community for individuals who are
18 newly released from correctional facilities.

19 (C) A description of current practices re-
20 lated to the discharge of incarcerated individ-
21 uals, including how correctional facilities inter-
22 act with State Medicaid agencies to ensure that
23 such individuals who are eligible to enroll for
24 medical assistance under a State plan or waiver
25 described in subparagraph (A) are so enrolled.

1 (D) If determined appropriate by the Com-
2 mission, recommendations for Congress, the
3 Department of Health and Human Services, or
4 States on further legislative or administrative
5 actions to—

6 (i) ensure access to comprehensive
7 health coverage for incarcerated and newly
8 released individuals, including an assess-
9 ment of the impact of the Medicaid inmate
10 exclusion; and

11 (ii) better facilitate an effective transi-
12 tion to community services and addiction
13 treatment for newly released individuals.

14 (E) Any other information that the Com-
15 mission determines would be useful to Con-
16 gress.

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