

119TH CONGRESS
1ST SESSION

S. 678

To amend title XIX of the Social Security Act to require States to verify certain eligibility criteria for individuals enrolled for medical assistance quarterly, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 20, 2025

Mr. SCOTT of Florida introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XIX of the Social Security Act to require States to verify certain eligibility criteria for individuals enrolled for medical assistance quarterly, and for other purposes.

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 “Leveraging Integrity
5 and Verification of Eligibility for Beneficiaries Act” or the
6 “LIVE Beneficiaries Act”.

1 **SEC. 2. VERIFICATION OF CERTAIN ELIGIBILITY CRITERIA**
 2 **FOR INDIVIDUALS ENROLLED FOR MEDICAL**
 3 **ASSISTANCE.**

4 Section 1902 of the Social Security Act (42 U.S.C.
 5 1396a) is amended—

6 (1) in subsection (a)—

7 (A) in paragraph (86), by striking “; and”
 8 and inserting a semicolon;

9 (B) in paragraph (87)(D), by striking the
 10 period at the end and inserting “; and”; and

11 (C) by inserting after paragraph (87)(D)
 12 the following new paragraph:

13 “(88) provide that the State shall comply with
 14 the eligibility verification requirements under sub-
 15 section (uu), except that this paragraph shall apply
 16 only in the case of the 50 States and the District
 17 of Columbia.”; and

18 (2) by adding at the end the following new sub-
 19 section:

20 “(uu) VERIFICATION OF CERTAIN ELIGIBILITY CRI-
 21 TERIA.—

22 “(1) IN GENERAL.—For purposes of subsection
 23 (a)(88), the eligibility verification requirements, be-
 24 ginning January 1, 2027, are as follows:

25 “(A) QUARTERLY SCREENING TO VERIFY
 26 ENROLLEE STATUS.—The State shall, not less

frequently than quarterly, review the Death Master File (as such term is defined in section 203(d) of the Bipartisan Budget Act of 2013) to determine whether any individuals enrolled for medical assistance under the State plan (or waiver of such plan) are deceased.

“(B) DISENROLLMENT UNDER STATE PLAN.—If the State determines, based on information obtained from the Death Master File, that an individual enrolled for medical assistance under the State plan (or waiver of such plan) is deceased, the State shall—

“(i) treat such information as factual information confirming the death of a beneficiary for purposes of section 431.213(a) of title 42, Code of Federal Regulations (or any successor regulation);

“(ii) disenroll such individual from the State plan (or waiver of such plan); and

“(iii) discontinue any payments for medical assistance under this title made on behalf of such individual (other than payments for any items or services furnished to such individual prior to the death of such individual).

1 “(C) REINSTATEMENT OF COVERAGE IN
 2 THE EVENT OF ERROR.—If a State determines
 3 that an individual was misidentified as deceased
 4 based on information obtained from the Death
 5 Master File, and was erroneously disenrolled
 6 from medical assistance under the State plan
 7 (or waiver of such plan) based on such
 8 misidentification, the State shall immediately
 9 reenroll such individual under the State plan
 10 (or waiver of such plan), retroactive to the date
 11 of such disenrollment.

12 “(2) RULE OF CONSTRUCTION.—Nothing under
 13 this subsection shall be construed to preclude the
 14 ability of a State to use other electronic data sources
 15 to timely identify potentially deceased beneficiaries,
 16 so long as the State is also in compliance with the
 17 requirements of this subsection (and all other re-
 18 quirements under this title relating to Medicaid eli-
 19 gibility determination and redetermination).”.

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