



2022 South Dakota Legislature

Senate Bill 102

SENATE HEALTH AND HUMAN SERVICES ENGROSSED

Introduced by: **Senator Steinhauer**

1 **An Act to create the medicaid expansion fund and to provide for the receipt of**
 2 **monies received as a result of expanding medicaid eligibility.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1. That chapter 28-6 be amended with a NEW SECTION:**

5 There is established in the state treasury the medicaid expansion fund. Any general
 6 fund savings realized from a temporary increase in the federal medical assistance
 7 percentage, as authorized by the American Rescue Plan Act of 2021, Public Law 117-2,
 8 § 9814, as a result of medicaid expansion, must be deposited into the fund. Expenditures
 9 out of the medicaid expansion fund must only be by appropriation of the Legislature and
 10 must be used to cover current and future medicaid costs.

11 **Section 2. That chapter 28-6 be amended with a NEW SECTION:**

12 For the purposes of section 1 of this Act, the term, medicaid expansion, means the
 13 act by which, whether by the passage of a statewide ballot measure or an act of the
 14 Legislature, eligibility for medicaid benefits is expanded to include any person over age
 15 eighteen and under age sixty-five whose income is at or below one hundred thirty-three
 16 percent of the federal poverty level adjusted for the applicable family size, as authorized
 17 by 42 U.S.C. § 1396a as of March 11, 2021.