

117TH CONGRESS  
1ST SESSION

# H. R. 3894

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IN THE SENATE OF THE UNITED STATES

DECEMBER 9, 2021

Received; read twice and referred to the Committee on Finance

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## AN ACT

To require the Secretary of Health and Human Services to issue and disseminate guidance to States to clarify strategies to address social determinants of health under the Medicaid program and the Children's Health Insurance Program, 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 “Collecting and Ana-  
5       lyzing Resources Integral and Necessary for Guidance for  
6       Social Determinants Act of 2021” or the “CARING for  
7       Social Determinants Act of 2021”.

8       **SEC. 2. REQUIREMENT TO ISSUE GUIDANCE TO CLARIFY**  
9               **STRATEGIES TO ADDRESS SOCIAL DETER-**  
10              **MINANTS OF HEALTH IN THE MEDICAID PRO-**  
11              **GRAM AND THE CHILDREN’S HEALTH INSUR-**  
12              **ANCE PROGRAM.**

13       Not later than 3 years after the date of the enact-  
14       ment of this Act, and not less frequently than once every  
15       3 years thereafter, the Secretary of Health and Human  
16       Services shall update the State Health Office letter 21-  
17       001, issued on January 7, 2021, to clarify strategies to  
18       address social determinants of health under the Medicaid  
19       program and the Children’s Health Insurance Program.  
20       Such update shall include the following:

21               (1) Guidance to State Medicaid agencies re-  
22       garding the strategies that States can implement  
23       under authorities in existence as of such update  
24       under title XIX of the Social Security Act, title XXI  
25       of such Act, or section 1115 of such Act to address

1 social determinants of health in the provision of  
2 health care, including strategies specifically tar-  
3 geting children receiving medical assistance under a  
4 State plan under title XIX of such Act (or a waiver  
5 of such plan) or child health assistance under a  
6 State child health plan under title XXI of such Act.

7 (2) Guidance on how States can encourage and  
8 incentivize managed care entities to address social  
9 determinants of health through contracts with such  
10 entities.

11 (3) Updated examples from States with respect  
12 to how States are addressing social determinants of  
13 health in the provision of health care under the Med-  
14 icaid program under title XIX of the Social Security  
15 Act and the Children’s Health Insurance Program  
16 under title XXI of such Act, including through pay-  
17 ment models.

Passed the House of Representatives December 8,  
2021.

Attest: CHERYL L. JOHNSON,  
*Clerk.*