

112TH CONGRESS
1ST SESSION

H. R. 1324

To eliminate sweetheart deals under the Patient Protection and Affordable
Care Act.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2011

Mr. BUCHANAN (for himself, Mr. CHAFFETZ, Mr. GIBBS, Mr. MCKINLEY, Mr. HUELSKAMP, Mr. SESSIONS, and Mr. DUNCAN of South Carolina) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To eliminate sweetheart deals under the Patient Protection
and Affordable Care Act.

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. ELIMINATION OF SWEETHEART DEALS UNDER**
4 **PPACA.**

5 (a) REPEALS.—Effective as if included in the enact-
6 ment of the Patient Protection and Affordable Care Act
7 (Public Law 111–148, in this section referred to as
8 “PPACA”) or, in the case of paragraph (1), as if included

1 in the enactment of the Health Care and Education Rec-
2 onciliation Act of 2010 (Public Law 111–152), the fol-
3 lowing provisions are repealed:

4 (1) SWEETHEART DEAL TO PROVIDE TEN-
5 NESSEE WITH MEDICAID DSH FUNDS.—Clause (v) of
6 section 1923(f)(6)(A) of the Social Security Act (42
7 U.S.C. 1396r–4(f)(6)(A)), as added by section
8 1203(b) of the Health Care and Education Rec-
9 onciliation Act of 2010 (Public Law 111–152).

10 (2) SWEETHEART DEAL TO PROVIDE HAWAII
11 WITH MEDICAID DSH FUNDS.—Clause (iii) of section
12 1923(f)(6)(B) of the Social Security Act (42 U.S.C.
13 1396r–4(f)(6)(B)), as added by section
14 10201(e)(1)(A) of PPACA.

15 (3) SWEETHEART DEAL TO PROVIDE LOUISIANA
16 WITH A SPECIAL INCREASED MEDICAID FMAP.—Sub-
17 section (aa) of section 1905 of the Social Security
18 Act, as added by section 2006 of PPACA.

19 (4) SWEETHEART DEAL THAT INCREASES
20 MEDICARE REIMBURSEMENT JUST FOR FRONTIER
21 STATES.—Section 10324 of PPACA (and the
22 amendments made by such section).

23 (5) SWEETHEART DEAL GRANTING MEDICARE
24 COVERAGE FOR INDIVIDUALS EXPOSED TO ENVIRON-
25 MENTAL HAZARDS IN LIBBY, MONTANA.—Section

1 10323 of PPACA (and the amendments made by
2 such section).

3 (6) SWEETHEART DEAL FOR A HOSPITAL IN
4 CONNECTICUT.—Section 10502 of PPACA.

5 (b) ELIMINATION OF SWEETHEART DEAL THAT RE-
6 CLASSIFIES HOSPITALS IN MICHIGAN AND CONNECTICUT
7 TO INCREASE THEIR MEDICARE REIMBURSEMENT.—Sec-
8 tion 3137(a) of PPACA, as amended by section 10317 of
9 such Act, is amended—

10 (1) in paragraph (2)—

11 (A) by striking “FISCAL YEAR 2010” and
12 all that follows through “for purposes of imple-
13 mentation of the amendment” and inserting
14 “FISCAL YEAR 2010.—For purposes of imple-
15 mentation of the amendment”; and

16 (B) by striking subparagraph (B); and

17 (2) by striking paragraph (3).

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