

112TH CONGRESS  
1ST SESSION

# H. R. 2035

To amend the Patient Protection and Affordable Care Act to provide for greater disclosure in the process for waiving annual limitation requirements under that Act.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 26, 2011

Mr. GRIFFIN of Arkansas introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Patient Protection and Affordable Care Act to provide for greater disclosure in the process for waiving annual limitation requirements under that 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. SHORT TITLE.**

4 This Act may be cited as the “Healthcare Waiver  
5 Transparency Act of 2011”.

6 **SEC. 2. IMPROVED TRANSPARENCY IN HEALTH CARE WAIV-**  
7 **ERS UNDER PPACA.**

8 Section 2711(a) of the Public Health Service Act (42  
9 U.S.C. 300gg–11(a)), as inserted by section 1001(5) of

1 the Patient Protection and Affordable Care Act (Public  
2 Law 111–148), is amended by adding at the end the fol-  
3 lowing new paragraph:

4 “(3) NOTICE.—

5 “(A) IN GENERAL.—Under the waiver  
6 process established by the Secretary to carry  
7 out paragraph (2), within 5 business days after  
8 the date of making a decision to approve or  
9 deny an application for a waiver under such  
10 process the Secretary shall publicly post notice  
11 of such approval or denial on the Internet  
12 website of the Department of Health and  
13 Human Services and shall include in the notice  
14 the name, city, and State of the applicant and  
15 the date the application was filed.

16 “(B) PROTECTION OF PROPRIETARY IN-  
17 FORMATION.—In carrying out subparagraph  
18 (A), the Secretary shall ensure the confiden-  
19 tiality of proprietary information contained in  
20 such an application.”.

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