

107TH CONGRESS  
1ST SESSION

# H. R. 519

To amend section 4723 of the Balanced Budget Act of 1997 to assure that the additional funds provided for State emergency health services furnished to undocumented aliens are used to reimburse hospitals and their related providers that treat undocumented aliens and to extend additional funding for 2 additional fiscal years.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 7, 2001

Mr. REYES (for himself, Mrs. BONO, Mr. RODRIGUEZ, Mr. ORTIZ, Mr. HUNTER, Mr. FILNER, Mr. HINOJOSA, and Mrs. DAVIS of California) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend section 4723 of the Balanced Budget Act of 1997 to assure that the additional funds provided for State emergency health services furnished to undocumented aliens are used to reimburse hospitals and their related providers that treat undocumented aliens and to extend additional funding for 2 additional fiscal years.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. FUNDING FOR EMERGENCY HEALTH SERVICES**  
2 **FURNISHED TO UNDOCUMENTED ALIENS.**

3 (a) REQUIRING USE OF FUNDS TO ASSIST HOS-  
4 PITALS AND RELATED PROVIDERS OF EMERGENCY  
5 HEALTH SERVICES TO UNDOCUMENTED ALIENS.—Sec-  
6 tion 4723(c) of the Balanced Budget Act of 1997 (8  
7 U.S.C. 1611 note) is amended to read as follows:

8 “(c) USE OF FUNDS.—

9 “(1) IN GENERAL.—From the allotments made  
10 under subsection (b), the Secretary shall pay to each  
11 State amounts described in a State plan, submitted  
12 to the Secretary, under which the amounts so allot-  
13 ted will be paid—

14 “(A) to hospitals and related providers of  
15 emergency health services to undocumented  
16 aliens that are located in—

17 “(i) a metropolitan statistical area  
18 with a population of 1,000,000 or more; or

19 “(ii) a county that shares a border  
20 with Mexico or Canada; and

21 “(B) in a manner that takes into  
22 account—

23 “(i) each eligible hospital’s or related  
24 provider’s payments under the State plan  
25 approved under title XIX of the Social Se-  
26 curity Act for emergency medical services

1 described in section 1903(v)(2)(A) of such  
2 Act (42 U.S.C. 1396b(v)(2)(A)); or

3 “(ii) an appropriate alternative proxy  
4 for measuring the volume of emergency  
5 health services provided to undocumented  
6 aliens by eligible hospitals and related pro-  
7 viders.

8 “(2) DEFINITIONS; SPECIAL RULES.—For pur-  
9 poses of this subsection:

10 “(A) The term ‘hospital’ has the meaning  
11 given such term in section 1861(e) of the Social  
12 Security Act (42 U.S.C. 1395x(e).

13 “(B) The term ‘provider’ includes a physi-  
14 cian, another health care professional, and an  
15 entity that furnishes emergency ambulance  
16 services.

17 “(C) A provider shall be considered to be  
18 ‘related’ to a hospital to the extent that the  
19 provider furnishes emergency health services to  
20 an individual for whom the hospital also fur-  
21 nishes emergency health services.

22 “(D) Amounts paid under this subsection  
23 shall not duplicate payment made under title  
24 XIX of the Social Security Act for the provision

1           of emergency medical services described in sec-  
2           tion 1903(v)(2)(A) of such Act.”.

3           (b) 2-YEAR EXTENSION OF ADDITIONAL FUND-  
4   ING.—Section 4723(a) of such Act is amended by striking  
5   “4 consecutive fiscal years” and inserting “6 consecutive  
6   fiscal years”.

7           (c) EFFECTIVE DATE.—The amendments made by  
8   this section shall apply beginning with fiscal year 2002.

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