

108TH CONGRESS
2D SESSION

H. R. 5157

To amend the Public Health Service Act to expand the risk pools that qualify for high risk pool grants.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 2004

Mr. NETHERCUTT (for himself and Ms. DUNN) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to expand the risk pools that qualify for high risk pool grants.

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 “High Risk Pool Flexi-
5 bility Act of 2004”.

6 **SEC. 2. REVISION OF DEFINITION OF QUALIFIED HIGH**
7 **RISK POOL.**

8 Section 2745(d) of the Public Health Service Act (42
9 U.S.C. 300gg–45(d)) is amended to read as follows:

10 “(d) DEFINITIONS.—For purposes of this section:

1 “(1) QUALIFIED HIGH RISK POOL.—The term
2 ‘qualified high risk pool’ has the meaning given such
3 term in section 2744(c)(2), except that a State may
4 elect to meet the requirement of subparagraph (A)
5 of such section (insofar as it requires the provision
6 of coverage to all eligible individuals) through pro-
7 viding for the enrollment of eligible individuals
8 through an acceptable alternative mechanism (as de-
9 fined for purposes of section 2744) that includes a
10 high risk pool as a component.

11 “(2) STATE.—The term ‘State’ means any of
12 the 50 States and the District of Columbia.”.

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