

109TH CONGRESS  
1ST SESSION

# H. R. 3042

To require States to report data on Medicaid beneficiaries who are employed.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 22, 2005

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

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## A BILL

To require States to report data on Medicaid beneficiaries  
who are employed.

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 “Health Care Account-  
5       ability Act”.

6       **SEC. 2. STATE REQUIREMENT TO REPORT DATA ON MED-**  
7       **ICAID BENEFICIARIES WHO ARE EMPLOYED.**

8       (a) REPORTING REQUIREMENT.—Section 1902(a) of  
9       the Social Security Act (42 U.S.C. 1396a(a)) is amended  
10      in the first sentence—

1           (1) by striking “and” at the end of paragraph  
2       (66);

3           (2) by striking the period at the end of para-  
4       graph (67) and inserting “; and”; and

5           (3) by inserting after paragraph (67) the fol-  
6       lowing new paragraph:

7           “(68) provide for the annual reporting by the  
8       State, using data only from applications by individ-  
9       uals for medical assistance under the State plan, on  
10      each employer in the State with 50 or more employ-  
11      ees who received medical assistance under this title  
12      at any time during the previous year, such reporting  
13      to include with respect to the employer (A) the name  
14      and address of the employer, (B) the number of em-  
15      ployees who receive such medical assistance during  
16      the previous year, which may include a separate list-  
17      ing of the numbers of part-time and full-time em-  
18      ployees if such data is available, (C) the number of  
19      individuals who receive such medical assistance dur-  
20      ing the previous year who are spouses or dependents  
21      of such employees, (D) the cost to the State of pro-  
22      viding such medical assistance during the previous  
23      year to such employees, spouses, and dependents,  
24      and (E) the ratio of employees who receive such  
25      medical assistance during the previous year to the

1 total employees in the State during that previous  
2 year.”.

3 (b) EFFECTIVE DATE.—The amendments made by  
4 subsection (a) shall apply with respect to 2006 and each  
5 subsequent year.

6 (c) INITIAL REPORT.—Not later than July 1, 2006,  
7 the Secretary of Health and Human Services shall provide  
8 for an initial mid-year report by each State with a State  
9 plan approved under title XI or XIX of the Social Security  
10 Act of the information described in section 1902(a)(68)  
11 of such Act, as added by subsection (a).

12 (d) RULE OF CONSTRUCTION.—Nothing in this Act  
13 shall be construed as superseding requirements for the  
14 protection of patient privacy provided for under section  
15 264(c) of the Health Insurance Portability and Account-  
16 ability Act of 1996 (42 U.S.C. 1320d–2 note), under part  
17 C of title XI of the Social Security Act, or under any other  
18 provision of Federal law.

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