

109TH CONGRESS  
1ST SESSION

# S. 1393

To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to provide for reimbursement of certain for-profit hospitals.

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IN THE SENATE OF THE UNITED STATES

JULY 13, 2005

Mr. VITTER introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to provide for reimbursement of certain for-profit hospitals.

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 “Hospital Emergency  
5       Assistance Act of 2005”.

6       **SEC. 2. FEDERAL ASSISTANCE TO FOR-PROFIT HOSPITALS.**

7       Title IV of the Robert T. Stafford Disaster Relief and  
8       Emergency Assistance Act is amended by inserting after  
9       section 408 (42 U.S.C. 5174) the following:

1 **“SEC. 409. FEDERAL ASSISTANCE TO FOR-PROFIT HOS-**  
2 **PITALS.**

3 “(a) IN GENERAL.—Notwithstanding any other pro-  
4 vision of this Act, the President may provide, from any  
5 funds made available to carry out this Act, reimbursement  
6 to a for-profit hospital for damage to, or an expense in-  
7 curred by, the hospital during a major disaster or emer-  
8 gency, as declared under this Act, in accordance with this  
9 section.

10 “(b) ELIGIBILITY.—A for-profit hospital shall be eli-  
11 gible to receive reimbursement under subsection (a) if, as  
12 determined by the President, in consultation with the Gov-  
13 ernor of a State—

14 “(1) the damage to, or expense incurred by, the  
15 for-profit hospital was a result of a declared major  
16 disaster;

17 “(2) during the declared major disaster, all  
18 public hospitals and private nonprofit facilities lo-  
19 cated within 30 miles of the for-profit hospital met  
20 or exceeded the capacity of the public hospitals and  
21 private nonprofit facilities; and

22 “(3) during the declared major disaster, the  
23 for-profit hospital acted in accordance with any re-  
24 quirement that would apply to a private nonprofit  
25 facility seeking, and eligible for, reimbursement  
26 under this Act.

1       “(c) LIMITATION.—The amount of reimbursement  
2 provided to a for-profit hospital under this section shall  
3 be not greater than the amount of reimbursement avail-  
4 able under this Act for a public hospital or private non-  
5 profit facility to reimburse the hospital or facility for simi-  
6 lar damage or incurred expenses.”.

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