

110TH CONGRESS
1ST SESSION

H. R. 1480

To impose a 2-year moratorium on implementation of a proposed rule relating to the Federal-State financial partnerships under Medicaid and the State Children's Health Insurance Program.

IN THE HOUSE OF REPRESENTATIVES

MARCH 12, 2007

Mr. KLEIN of Florida (for himself and Ms. ROS-LEHTINEN) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To impose a 2-year moratorium on implementation of a proposed rule relating to the Federal-State financial partnerships under Medicaid and the State Children's Health Insurance Program.

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. MORATORIUM ON IMPLEMENTATION OF PRO-**
4 **POSED RULE RELATING TO THE FEDERAL-**
5 **STATE FINANCIAL PARTNERSHIPS UNDER**
6 **MEDICAID AND SCHIP.**

7 (a) FINDINGS.—Congress makes the following find-
8 ings:

1 (1) The proposed rule published on January 18,
2 2007, on pages 2236 through 2258 of volume 72,
3 Federal Register (relating to parts 433, 447, and
4 457 of title 42, Code of Federal Regulations) would
5 significantly change the Federal-State financial part-
6 nership under the Medicaid and the State Children’s
7 Health Insurance Programs by—

8 (A) imposing a cost limit on payments
9 made under such programs to governmentally-
10 operated providers;

11 (B) limiting the permissible sources of the
12 non-Federal shares required under such pro-
13 grams and the types of entities permitted to
14 contribute to such shares; and

15 (C) imposing new requirements on partici-
16 pating providers under such programs.

17 (2) More time is needed to determine the how
18 the proposed rule would impact States, particularly
19 with respect to those States with Medicaid or State
20 Children’s Health Insurance Programs that are op-
21 erating under financing arrangements that have
22 been approved by the Secretary of Health and
23 Human Services through the waiver process estab-
24 lished under section 1115 of the Social Security Act
25 and have been properly following the intent and pur-

1 pose for which such funding arrangements were es-
2 tablished.

3 (3) Permitting the proposed rule to take effect
4 without allowing sufficient time for further study of
5 the effect of the implementation of the rule could
6 have a negative impact for States, particularly
7 States with Medicaid or State Children's Health In-
8 surance Programs operating under financing ar-
9 rangements that would be affected by such rule and
10 that have been approved by the Secretary of Health
11 and Human Services through the section 1115 waiv-
12 er process.

13 (b) MORATORIUM ON IMPLEMENTATION.—Notwith-
14 standing any other provision of law, the proposed rule
15 published on January 18, 2007, on pages 2236 through
16 2258 of volume 72, Federal Register (relating to parts
17 433, 447, and 457 of title 42, Code of Federal Regula-
18 tions), shall not take effect before September 1, 2009.

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