

110TH CONGRESS  
2D SESSION

# H. R. 5763

To temporarily delay application of proposed changes to the Departmental Appeals Board within the Department of Health and Human Services.

---

## IN THE HOUSE OF REPRESENTATIVES

APRIL 10, 2008

Mr. ELLISON (for himself, Mr. RAMSTAD, Mr. OBERSTAR, and Mr. WALZ of Minnesota) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

---

## A BILL

To temporarily delay application of proposed changes to the Departmental Appeals Board within the Department of Health and Human Services.

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. ONE-YEAR MORATORIUM ON IMPLEMENTATION**  
4                       **OF CHANGES TO THE DEPARTMENTAL AP-**  
5                       **PEALS BOARD WITHIN THE DEPARTMENT OF**  
6                       **HEALTH AND HUMAN SERVICES.**

7       Notwithstanding any other provision of law, the Sec-  
8       retary of Health and Human Services shall not, prior to

1 the date that is 1 year after the date of the enactment  
2 of this Act, take any action (through promulgation of reg-  
3 ulation, issuance of regulatory guidance, or other adminis-  
4 trative action) to finalize or otherwise implement provi-  
5 sions contained in the proposed rule published on Decem-  
6 ber 28, 2007, on pages 73708 through 73720 of volume  
7 72, Federal Register (relating to the Departmental Ap-  
8 peals Board established in the Department of Health and  
9 Human Services).

○