

111TH CONGRESS
1ST SESSION

H. R. 1981

To require States to report information on Medicaid payments to abortion providers.

IN THE HOUSE OF REPRESENTATIVES

APRIL 21, 2009

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

A BILL

To require States to report information on Medicaid payments to abortion providers.

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 “Taxpayer Conscience
5 Protection Act of 2009”.

6 **SEC. 2. REQUIRED REPORTING OF MEDICAID PAYMENTS**
7 **TO ABORTION PROVIDERS.**

8 (a) IN GENERAL.—Not later than 60 days after the
9 end of fiscal year 2009 and each fiscal year thereafter,
10 each State that makes a Medicaid payment from Federal

1 funds during the fiscal year for any items or services fur-
2 nished by an abortion provider shall—

3 (1) submit to the Secretary a report on all such
4 payments; and

5 (2) publish the report on a public Internet
6 website of the State.

7 (b) REPORT DESCRIBED.—The report under sub-
8 section (a) shall, with respect to each payment, include
9 the following:

10 (1) A specification of the amount of the pay-
11 ment.

12 (2) A specification of the purposes for which
13 the payment was made.

14 (3) A comparison of the amount of the payment
15 with the amount of any such payment to the pro-
16 vider involved in any prior fiscal year.

17 (4) A specification of the number of abortions
18 performed during the fiscal year by the provider in-
19 volved.

20 (c) REPORT TO CONGRESS.—Not later than 90 days
21 after the end of each fiscal year, the Secretary shall sub-
22 mit to the Committee on Energy and Commerce of the
23 House of Representatives and to the Committee on Fi-
24 nance of the Senate, and publish on a public Internet

1 website of the Department of Health and Human Services,
2 a report that—

3 (1) contains the reports submitted pursuant to
4 subsection (a) for the fiscal year; and

5 (2) includes a summary of the reports.

6 (d) DEFINITIONS.—In this section:

7 (1) ABORTION PROVIDER.—The term “abortion
8 provider” means an entity that—

9 (A) performs (or refers an individual for)
10 an abortion; or

11 (B) controls, is controlled by, or is under
12 common control with, an entity described in
13 subparagraph (A).

14 (2) MEDICAID PAYMENT FROM FEDERAL
15 FUNDS.—The term “Medicaid payment from Fed-
16 eral funds” means a payment for which there is
17 Federal financial participation under title XIX of
18 the Social Security Act.

19 (3) SECRETARY.—The term “Secretary” means
20 the Secretary of Health and Human Services.

21 (4) STATE.—The term “State” has the mean-
22 ing given the term for purposes of title XIX of the
23 Social Security Act.

1 (e) CONFORMING AMENDMENTS TO SOCIAL SECUR-
2 RITY ACT.—Section 1902(a) of the Social Security Act
3 (42 U.S.C. 1396a(a)) is amended—

4 (1) by striking “and” at the end of paragraph
5 (71);

6 (2) by striking the period at the end of para-
7 graph (72) and inserting “; and”; and

8 (3) by inserting after paragraph (72) the fol-
9 lowing:

10 “(73) provides for the submission of reports in
11 accordance with section 2 of the Taxpayer Con-
12 science Protection Act of 2009.”.

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