

113TH CONGRESS
1ST SESSION

H. R. 1792

To amend title 38, United States Code, to direct the Secretary of Veterans Affairs to report cases of reportable infectious diseases at medical facilities of the Department of Veterans Affairs in accordance with State law.

IN THE HOUSE OF REPRESENTATIVES

APRIL 26, 2013

Mr. COFFMAN (for himself and Mr. ROE of Tennessee) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to direct the Secretary of Veterans Affairs to report cases of reportable infectious diseases at medical facilities of the Department of Veterans Affairs in accordance with State law.

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 “Infectious Disease Re-
5 porting Act”.

1 **SEC. 2. REPORT OF INFECTIOUS DISEASE AT MEDICAL FA-**
2 **CILITIES OF DEPARTMENT OF VETERANS AF-**
3 **FAIRS.**

4 (a) IN GENERAL.—Section 7311 of title 38, United
5 States Code, is amended by adding at the end the fol-
6 lowing new subsection:

7 “(f)(1) The Secretary shall report to the appropriate
8 entity each case of a reportable infectious disease that oc-
9 curs at a medical facility of the Department of Veterans
10 Affairs in accordance with the laws of the State in which
11 the facility is located.

12 “(2) In addition to reporting each case of a reportable
13 infectious disease at a medical facility of the Department
14 pursuant to paragraph (1), the Secretary shall report each
15 such case to the accrediting organization of such facility.

16 “(3)(A) If the Secretary fails to report a case of a
17 reportable infectious disease at a medical facility of the
18 Department in accordance with State law pursuant to
19 paragraph (1), the Secretary shall pay to the State an
20 amount equal to the amount that a medical facility not
21 owned by the Federal Government that is located in the
22 same State would pay as a penalty to such State for such
23 failure.

24 “(B) The State may file a civil action against the Sec-
25 retary in the United States district court for the district

1 in which the medical facility is located to recover from the
2 United States the amount described in subparagraph (A).

3 “(4) In this subsection, the term ‘reportable infec-
4 tious disease’ means, with respect to a medical facility of
5 the Department, a disease that the State in which the fa-
6 cility is located requires to be reported.”.

7 (b) EFFECTIVE DATE.—The reporting requirement
8 under section 7311(f) of title 38, United States Code, as
9 added by subsection (a), shall apply with respect to a case
10 of reportable infectious disease occurring at a medical fa-
11 cility of the Department of Veterans Affairs on or after
12 the date that is 60 days after the date of the enactment
13 of this Act.

○