

114TH CONGRESS
2D SESSION

S. 2933

To prohibit certain health care providers from providing non-Department health care services to veterans, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 16, 2016

Ms. BALDWIN (for herself, Mr. MORAN, and Mr. TILLIS) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

A BILL

To prohibit certain health care providers from providing non-Department health care services to veterans, and for other purposes.

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 “Veterans Acquiring
5 Community Care Expect Safe Services Act of 2016” or
6 the “Veterans ACCESS Act”.

1 **SEC. 2. PREVENTION OF CERTAIN HEALTH CARE PRO-**
2 **VIDERS FROM PROVIDING NON-DEPARTMENT**
3 **HEALTH CARE SERVICES TO VETERANS.**

4 (a) IN GENERAL.—The Secretary of Veterans Affairs
5 shall deny or revoke the eligibility of a health care provider
6 to provide non-Department health care services to vet-
7 erans if the Secretary determines that—

8 (1) the health care provider was removed from
9 employment with the Department of Veterans Af-
10 fairs due to conduct that violated a policy of the De-
11 partment;

12 (2) the health care provider violated the re-
13 quirements of a medical license of the health care
14 provider;

15 (3) the health care provider had a Department
16 certification revoked; or

17 (4) the health care provider violated a law for
18 which a term of imprisonment of more than one year
19 may be imposed.

20 (b) PERMISSIVE ACTION.—The Secretary may deny,
21 revoke, or suspend the eligibility of a health care provider
22 to provide non-Department health care services if the Sec-
23 retary has reasonable belief that such action is necessary
24 to immediately protect the health, safety, or welfare of vet-
25 erans and—

1 (1) the health care provider is under investiga-
2 tion by the medical board of a State in which the
3 health care provider is licensed or practices;

4 (2) the health care provider has entered into a
5 settlement agreement for a disciplinary charge relat-
6 ing to the practice of medicine by the health care
7 provider; or

8 (3) the Secretary otherwise determines that
9 such action is appropriate under the circumstances.

10 (c) SUSPENSION.—The Secretary shall suspend the
11 eligibility of a health care provider to provide non-Depart-
12 ment health care services to veterans if the health care
13 provider is suspended from serving as a health care pro-
14 vider of the Department.

15 (d) NON-DEPARTMENT HEALTH CARE SERVICES
16 DEFINED.—In this section, the term “non-Department
17 health care services” means—

18 (1) services provided under subchapter I of
19 chapter 17 of title 38, United States Code, at non-
20 Department facilities (as defined in section 1701 of
21 such title);

22 (2) services provided under section 101 of the
23 Veterans Access, Choice, and Accountability Act of
24 2014 (Public Law 113–146; 38 U.S.C. 1701 note);

- 1 (3) services purchased through the Medical
2 Community Care account of the Department; or
3 (4) services purchased with amounts deposited
4 in the Veterans Choice Fund under section 802 of
5 the Veterans Access, Choice, and Accountability Act
6 of 2014.

