

110TH CONGRESS  
1ST SESSION

# H. R. 2971

To amend title XIX of the Social Security Act to require States to report data on Medicaid beneficiaries who are employed.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 10, 2007

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

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## A BILL

To amend title XIX of the Social Security Act to require States to report data on Medicaid beneficiaries who are employed.

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 “Health Care Account-  
5 ability Act”.

6 **SEC. 2. STATE REQUIREMENT TO REPORT DATA ON MED-**  
7 **ICAID BENEFICIARIES WHO ARE EMPLOYED.**

8 (a) REPORTING REQUIREMENT.—Section 1902(a) of  
9 the Social Security Act (42 U.S.C. 1396a(a)) is amend-  
10 ed—

1           (1) by striking “and” at the end of paragraph  
2 (69);

3           (2) by striking the period at the end of para-  
4 graph (70) and inserting “; and”; and

5           (3) by inserting after paragraph (70) the fol-  
6 lowing new paragraph:

7           “(71) provide for the annual reporting by the  
8 State, using data only from applications by individ-  
9 uals for medical assistance under the State plan, on  
10 each employer in the State with 50 or more employ-  
11 ees who received medical assistance under this title  
12 at any time during the previous year, such reporting  
13 to include with respect to the employer—

14                 “(A) the name and address of the em-  
15 ployer;

16                 “(B) the number of employees who receive  
17 such medical assistance during the previous  
18 year, which may include a separate listing of  
19 the numbers of part-time and full-time employ-  
20 ees if such data is available;

21                 “(C) the number of individuals who receive  
22 such medical assistance during the previous  
23 year who are spouses or dependents of such em-  
24 ployees;

1           “(D) the cost to the State of providing  
2           such medical assistance during the previous  
3           year to such employees, spouses, and depend-  
4           ents; and

5           “(E) the ratio of employees who receive  
6           such medical assistance during the previous  
7           year to the total employees in the State during  
8           that previous year.”.

9           (b) EFFECTIVE DATE.—The amendments made by  
10          subsection (a) shall apply with respect to 2008 and each  
11          subsequent year.

12          (c) INITIAL REPORT.—Not later than July 1, 2008,  
13          the Secretary of Health and Human Services shall provide  
14          for an initial mid-year report by each State with a State  
15          plan approved under title XI or XIX of the Social Security  
16          Act of the information described in section 1902(a)(71)  
17          of such Act, as added by subsection (a).

18          (d) RULE OF CONSTRUCTION.—Nothing in this Act  
19          shall be construed as superseding requirements for the  
20          protection of patient privacy provided for under section  
21          264(e) of the Health Insurance Portability and Account-  
22          ability Act of 1996 (42 U.S.C. 1320d–2 note), under part  
23          C of title XI of the Social Security Act, or under any other  
24          provision of Federal law.

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