



RSC Policy Brief: RSC Members' Health Care Initiatives in the 112th Congress

June 25, 2012

In anticipation of the Supreme Court's likely ruling on the constitutionality of Obamacare this week, this policy brief describes RSC Members' health care legislation this Congress.

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RSC Member Health Care Bills (219)

Rep. Eric Cantor (R-VA) – H.R. 2, Repealing the Job-Killing Health Care Law Act. The [bill](#) repeals Obamacare in its entirety and restores the provisions of law amended or repealed by Obamacare as if it had not been enacted. The bill passed the House by a vote of [245-189](#) on Jan. 19, 2011 and was offered as an amendment during Senate floor debate on an unrelated bill (S. 223), which was rejected on a procedural motion by a vote of 47-51.

Rep. Phil Gingrey (R-GA) – H.R. 5: Help Efficient, Accessible, Low-cost, Timely Health Care (HEALTH) Act of 2011. The [bill](#) addresses the current crisis in health care by reigning in unlimited lawsuits and thereby making health care delivery more accessible and cost-effective in the United States. It accomplishes such by capping non-economic damages at \$250,000; limiting contingency fees attorneys can charge; requiring authorization for defendants to introduce evidence showing the plaintiff received compensation for losses from outside sources (to prevent double-recoveries); authorizing courts to provide for periodic payments for future damages instead of lump sum awards; creating a "fair share" rule, by which damages are allocated in direct proportion to fault; and creating guidelines on punitive damage awards. An amendment by Rep. Cliff Stearns (R-FL) granted limited civil liability protection to health professions that volunteer at federally declared disaster sites. The bill also repealed the Independent Payment Advisory Board created in Obamacare. It passed the House by a vote of [223-181](#).

Rep. Scott Garrett (R-NJ) – H.R. 21: The Reclaiming Individual Liberty Act. This bill repeals the Obamacare mandate (Individual Mandate) requiring individuals to purchase health insurance.

Rep. John Fleming (R-LA) – H.R. 38: To Rescind Funds Appropriated to the Health Insurance Reform Implementation Fund under the Health Care and Education Reconciliation Act of 2010 – This legislation rescinds any funds remaining of those appropriated for the implementation of Obamacare.

Rep. Darrell Issa (R-CA) – H.R. 42: Health Care Incentive Act. This bill permits employers who are required to pay a higher minimum wage than the current federal rate under the Fair Labor Standards Act to their workers to include the value of health care benefits in determining the required wage.

Rep. Steve Scalise (R-LA) – H.R. 60. This legislation repeals section 9006 of the Obamacare, which requires every corporation to file a 1099 form for each payment of over \$600 made to individuals or corporations. This reporting requirement has been repealed when [H.R. 4](#) was signed into law last year (Public Law 112-9).

Rep. Marsha Blackburn (R-TN) – H.R. 103: Health Care Choice Act of 2011. This legislation amends the Social Security Act to allow seniors the option to delay their enrollment in Medicare until the age of 70 without risking any of their Social Security benefits. It also allows seniors a choice to receive a voucher towards a health savings account and/or premiums for a high deductible insurance plan.

Rep. Dan Burton (R-IN) – H.R. 105: The Empowering Patients First Act. This legislation is the reintroduction of the Republican Study Committee's 111th Congress health care reform [bill](#).

Rep. John Fleming (R-LA) – H.R. 118: Stop the Federal Exchanges from Destroying States Act. This bill gives states the choice to not set up the health care exchanges under Obamacare.

Rep. John Fleming (R-LA) – H.R. 119: Keep out the IRS Act of 2011. This legislation prohibits the IRS from hiring any new employees to implement or administer Obamacare.

Rep. Tom Graves (R-GA) – H.R. 127. This legislation rescinds the appropriation of funds to carry out any Obamacare provisions.

Rep. Steve King (R-IA) – H.R. 141. This bill repeals Obamacare entirely.

Rep. Connie Mack (R-FL) – H.R. 145: Revoke Excessive Policies that Encroach on American Liberties (REPEAL) Act. This bill repeals Obamacare entirely.

Rep. Ted Poe (R-TX) – H.R. 154: Defund the Individual Mandate Act. This legislation prohibits the use of any federal funds to implement or enforce any federal individual mandate to purchase health insurance.

Rep. Pete Sessions (R-TX) – H.R. 157: Health Care Safety Net Enhancement Act of 2011. This bill amends the Public Health Service Act to deem on-call and emergency room physicians to be employees of the Public Health Sector for purposes of any civil action that may arise during medical treatment. It provides liability

protection for those who provide medical services under the federal Emergency Medical Treatment and Labor Act (EMTALA).

Rep. Pete Sessions (R-TX) – H.R. 159: TBI Treatment Act. This bill directs the Secretaries of Defense and Veterans Affairs to begin a five-year pilot program where they each establish a process for providing payments for treating traumatic brain injury (TBI) or Post Traumatic Stress Disorder (PTSD) for veterans in non-military treatment facilities or non-VA medical facilities.

Rep. Cliff Stearns (R-FL) – H.R. 165: This legislation authorizes the Department of Health and Human Services (HHS) to give grants to non-profit pregnancy medical facilities to assist in the purchase of ultrasound machines. The facilities would be required to give free ultrasound examinations, show and describe the fetus to the mother, and explain alternatives to getting an abortion.

Rep. Cliff Stearns (R-FL) – H.R. 168: This bill directs the Department of Veterans Affairs to further study Chronic Obstructive Pulmonary Disease (COPD), develop new guidelines, tools and pilot programs to treat and assist veterans who have COPD.

Rep. Cliff Stearns (R-FL) – H.R. 171: The Health Care Tax Deduction Act of 2011. This bill allows individuals to annually deduct the combined sum of all qualified health insurance costs and any unreimbursed prescription drug expense paid for by the individual for themselves or their spouse and dependents.

Rep. Cliff Stearns (R-FL) – H.R. 173: Medicare Fraud Prevention Act of 2011. This legislation puts in place harsher criminal and civil penalties including increasing prison sentences and fines for those who commit fraud and abuse within the Medicare system.

Rep. Joe Wilson (R-SC) – H.R. 179. This legislation repeals the current requirement that veterans of the reserve must turn 60 before receiving their health care benefits.

Rep. Michael Grimm (R-NY) – H.R. 198: Veterans Dog Training Therapy Act. This Act creates a new pilot program to measure the effectiveness of dog training therapy for returning veterans and to assess its impact on those suffering post-deployment mental health and post-traumatic stress disorder.

Rep. Paul Broun (R-GA) - H.R. 212: Sanctity of Human Life Act. This bill declares that the right to life guaranteed by the Constitution is vested in each human and is the person's paramount and most fundamental right; each human life begins with fertilization, cloning, or its functional equivalent, at which time every human has all legal and constitutional attributes and privileges of personhood; and Congress, each state, the District of Columbia, and all U.S. territories have the authority to protect all human lives.

Rep. Mike Pence (R-IN) – H.R. 217: Title X Abortion Provider Prohibition Act. This bill prohibits the federal government from funding family planning grants to any provider that performs abortions except in the case of rape, incest or the high risk of death by the mother.

Rep. Paul Broun (R-GA) – H.R. 299: To Repeal the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010, and for other purposes. This legislation entirely repeals Obamacare, repeals the 7.5 percent threshold on the deduction for medical expenses, provides for increased funding for high-risk pools, allow individuals to acquire health insurance across State lines, and allow for the creation of association health plans.

Rep. Mac Thornberry (R-TX) – H.R. 314: The Medical Liability Procedural Reform Act of 2011. This bill provides grants to several states for the development, implementation, and evaluation of health care tribunals. A health care tribunal is a trial court or administrative tribunal whose sole function is to adjudicate disputes over injuries allegedly caused by health care providers. The judges for such a tribunal have health care expertise and rely on independent expert witnesses.

Rep. Mac Thornberry (R-TX) – H.R. 315: The Health Care Paperwork Reduction and Fraud Prevention Act. This bill reduces the amount of paperwork and improves payment policies for health care services, and prevents fraud and abuse through health care provider education. It would establish a National Bipartisan Commission on Billing Codes and Forms Simplification, create a simple process for physicians and providers to receive assistance with questionable codes and procedures, and reforms the implementation process for new evaluation and management guidelines under the Medicare program and the treatment of physician overpayments by the Department of Health and Human Services.

Rep. Randy Forbes (R-VA) – H.R. 334: The Prevent IRS Overreach Act of 2011. This legislation would prohibit the Internal Revenue Service from hiring new employees to enforce Obamacare or the Health Care and Education Reconciliation Act of 2010.

Rep. Steve Pearce (R-NM) – H.R. 346: Health Care Choice Act of 2011. This legislation allows for the purchase of health insurance across state lines and provides a procedure for independent external appeals.

Rep. Joe Pitts (R-PA) – H.R. 358: The Protect Life Act. This legislation prohibits funding for abortion and abortion coverage under Obamacare. It also protects conscience rights for health care providers by specifying that federal agencies and state or local governments funded by Obamacare may not discriminate against health care entities that refuse to be involved in abortion. This [bill](#) passed the House by a [251-172](#) vote.

Rep. Michael C. Burgess (R-TX) – H.R. 360. This bill ensures the President, Vice-President, Members of Congress, political appointees and congressional staff are required to participate in the health care exchanges created under Obamacare.

Rep. John Fleming (R-LA) – H.R. 361: Abortion Non-Discrimination Act of 2011. This bill prohibits the state or federal government from discriminating against any entity that refuses to perform an abortion or its related activities.

Rep. Steve Austria (R-OH) – H.R. 369: The Health Savings and Affordability Act of 2011. This bill allows individuals to annually deduct the combined sum of all qualified health insurance costs. It also grants an increase in health savings account (HSA) contribution limits and allows both spouses to make catch-up contributions to an HSA.

Rep. Marsha Blackburn (R-TN) – H.R. 371: Health Care Choice Act of 2011. This legislation repeals Title I of Obamacare, which includes the health insurance provisions of the law. It also provides for the purchase of health insurance across state lines.

Rep. Duncan Hunter (R-CA) – H.R. 374: Life at Conception Act. This legislation declares that life begins at conception and the right to life is guaranteed by the Constitution.

Rep. Pete Sessions (R-TX) – H.R. 396: TBI Treatment Act. This legislation requires the Department of Defense and Veteran Affairs to form a new five-year pilot program to provide grants for specific treatments to non-military medical facilities caring for veterans who have traumatic brain injury or post-traumatic stress disorder and establish a database for such patients receiving the treatment. It also directs the Secretaries of Defense and Veterans Affairs to create a database of the patients and notify veterans of the treatment opportunities.

Rep. Wally Herger (R-CA) – H.R. 397: Reform Americans Can Afford Act of 2011. This legislation repeals Obamacare and replaces it with an alternative health care reform proposal. It requires states to set up their own health care exchange for high risk individuals, allow individuals to purchase health insurance across state lines, ends frivolous lawsuits against doctors, permits small businesses to pool their resources together to expand coverage, and reduces the cost of insurance for all Americans.

Rep. Mike Rogers (R-AL) – H.R. 409: Chiropractic Health Parity for Military Beneficiaries Act. This bill requires the Secretary of the Department of Defense to produce a plan covered by TRICARE that provides chiropractic health services for veterans.

Rep. Darrell Issa (R-CA) – H.R. 429. This legislation repeals Obamacare and tasks the Office of Management and Budget to establish a health care program that would allow non-federal employees the same health care benefits as federal employees and members of Congress.

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 434. This bill prevents the IRS from hiring workers to enforce the individual mandate created by Obamacare.

Rep. Erik Paulsen (R-MN) – H.R. 436: Protect Medical Innovation Act of 2011. This legislation repeals Obamacare's 2.1% excise tax on medical devices to ensure greater medical innovation. This House-passed bill included provisions to allow certain tax exempt health savings accounts to be used to purchase over-the-counter (OTC) medications as well as cash out on unused flexible spending accounts (FSAs). The [bill](#) passed the House by a vote of [270-146](#).

Rep. John Sullivan (R-OK) – H.R. 451: Healthcare Truth and Transparency Act of 2011. This legislation makes it unlawful for health care professionals to mislead or deceive patients in terms

of advertising, qualifications or licensing and requires professionals to disclose their level of training for the services being offered.

Rep. Phil Roe (R-TN) – H.R. 452: Medicare Decisions Accountability Act of 2011. This legislation repeals the Independent Payment Advisory Board (IPAB) established under Obamacare. The House-passed [H.R. 5](#) included repeal of IPAB.

Rep. Benjamin Quayle (R-AZ) – H.R. 524: Restoring Consumer-Driven Health Care Act of 2011. This legislation repeals the restrictions within Obamacare that only allow health and medical savings accounts for the purpose of prescribed drugs or insulin and repeals the higher taxes on distributions on unqualified medical expense. A similar provision had been included in the House-passed [H.R. 436](#).

Rep. Tom Cole (R-OK) -- H.R. 536: Indian Healthcare Improvement Act of 2011. This bill extends the Improvement Act while ensuring no taxpayer money is used for abortion.

Rep. Michael C. Burgess (R-TX) – H.R. 570: Dental Emergency Responder Act of 2011. This bill authorizes the inclusion of dental health facilities in the National Health Security Strategy to prepare for a public emergency or disaster. The [bill](#) passed the House by a vote of [401-12](#).

Rep. Steve Pearce (R-NM) – H.R. 575: HEALTHY Vets Act of 2011. This bill expands access to health care for veterans who live within limited access to a Department of Veterans Affairs Facility by requiring the Secretary of Veteran Affairs to set up contracts with rural community health care providers.

Rep. Pete Olson (R-TX) – H.R. 593: Taxpayer Conscience Protection Act of 2011. This bill requires states to publish and report to the Secretary of Health and Human Services how Medicaid dollars are being used at abortion providers.

Rep. Erik Paulsen (R-MN) – H.R. 605: Patients' Freedom to Choose. This bill repeals the provisions within Obamacare that limit the amount of money an individual could contribute to their health savings account and restrict the type of payments that can be used from health savings accounts, flexible spending arrangements and medical savings accounts.

Rep. Michael C. Burgess (R-TX) – H.R. 610: Making Investments Now for Dementia Act of 2011. The bill authorizes the federal government to issue bonds that would fund greater research of Alzheimer's disease. It also requires a yearly report to Congress by the Secretary of Health and Human Services that provides an update on the amount of money raised and where the money is being used for research.

Rep. Kay Granger (R-TX) – H.R. 636: Affordable Health Care Expansion Act of 2011. This bill repeals Obamacare and the health care provisions that were passed in the Health Care and Education Reconciliation Act of 2010, and allows the IRS to issue refundable tax credits for individuals to purchase health insurance.

Rep. Kevin Brady (R-TX) – H.R. 663: Save Our States Act. This bill delays the implementation of Obamacare until the Supreme Court of the United States determines the constitutionality of the individual mandate. Companion legislation (S.281) has been introduced in the U.S. Senate by Senator Kay Bailey Hutchison (R-TX).

Rep. Wally Herger (R-CA) – H.R. 675: Strengthening Medicare Anti-Fraud Measures Act of 2011. This legislation seeks to reduce Medicare fraud by banning executives from participating in Medicare after their companies have been convicted of fraud to ensure an executive doesn't move from company to company in an effort to swindle Medicare.

Rep. Tim Scott (R-SC) – H.R. 698. The bill rescinds funding for Obamacare and the health care related provisions of the Health Care and Education Reconciliation Act of 2010.

Rep. Dave Camp (R-MI) – H.R. 705: Comprehensive 1099 Taxpayer Protection and Repayment of Exchange Subsidy Overpayments Act of 2011. This legislation repeals the requirements for businesses to report any payments of \$600 or more to a corporation, rental property or on expense payments. This reporting requirement had been repealed when [H.R. 4](#) was signed into law last year (Public Law 112-9).

Rep. Phil Gingrey (R-GA) – H.R. 816: Provider Shield Act of 2011. This bill prevents Obamacare from establishing health care provider standards of care in medical malpractice or medical product liability cases.

Rep. Wally Herger (R-CA) – H.R. 880: Equity for Our Nation's Self-Employed Act of 2011. This bill allows self-employed individuals to deduct health insurance costs when reporting their income to the Internal Revenue Service.

Rep. Duncan Hunter (R-CA) – H.R. 881: ADA Notification Act of 2011. This legislation amends the Americans with Disabilities Act of 1990 to allow a defendant to correct a violation before a plaintiff can seek civil action when filing a complaint.

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 891: Medication Therapy Management Benefits Act of 2011. This legislation gives Medicare patients more tools to manage their medication by creating a personal medication record and action plan between the patient and the prescriber. Every quarter, Medicare patients would be required to review their medication with a licensed pharmacist. Health care providers would reimburse prescribers for the cost of reviewing the medication and the Secretary of Health and Human Services would be required to monitor the programs performance and provide incentives to pharmacies based on their performance.

Rep. Michael C. Burgess (R-TX) – H.R. 896: Medical Justice Act of 2011. This bill would reform the medical justice system to curb frivolous lawsuits against doctors and providers.

Rep. Kay Granger (R-TX) – H.R. 912: Colorectal Cancer Prevention, Early Detection, and Treatment Act. This bill creates a new colorectal cancer screening program for those 50 years of age or older, or have a high risk of cancer. It allows states the choice to participate in the

program and provides guidelines for referrals, treatment and follow up appointments for those who are screened.

Rep. Tom Price (R-GA) – H.R. 969: Medical Practice Freedom Act of 2011. This legislation prohibits the Secretary of Health and Human Services from tying the participation in certain health care plans with licensing health care providers, including physicians.

Rep. Randy Forbes (R-VA) – H.R. 1010. This bill directs the Supreme Court to expedite its consideration of the legal actions challenging the unconstitutionality of Obamacare.

Rep. Lynn Jenkins (R-KS) – H.R. 1044: Medicare Access to Rural Anesthesiology Act of 2011. This bill allows the use of funding under Part A of Medicare to rural hospitals so they can pay for anesthesia services and expand access to anesthesiologists in rural areas.

Rep. Sam Johnson (R-TX) – H.R. 1050: Small Business Health Fairness Act of 2011. This legislation amends the Employee Retirement Income Security Act of 1974 (ERISA) to allow small businesses to come together and offer association health plans to their workers. It would increase small business bargaining power with health care providers to create more competition in the market place and insure more workers.

Rep. Sam Johnson (R-TX) – H.R. 1051: Medicare Beneficiary Freedom to Choose Act of 2011. This bill allows seniors to choose a private health care provider or doctor of their choice, gives seniors the choice to opt out of Medicare Part A (hospital insurance) and amends current law to give seniors access to health savings accounts (HSAs) so they can contribute pre-tax dollars to manage their own health care.

Rep. Mac Thornberry (R-TX) – H.R. 1055: Part D Off-Label Prescription Parity Act. This legislation expands the coverage of Medicare Part D for off-label uses of prescription drugs, as long as the uses are based upon the guidelines provided by the Secretary of Health and Human Services.

Rep. Vern Buchanan (R-FL) – H.R. 1065: Pill Mill Crackdown Act of 2011. This bill increases the penalties for those who operate pill mills, including increasing years of imprisonment and fines especially if the pills are distributed to those under the age of 21.

Rep. Bill Posey (R-FL) – H.R. 1140: Senior Citizens Income Security Act of 2011. This bill reduces the tax burden on seniors by eliminating the tax on Social Security benefits, ends the requirement that seniors above the age of 70 ½ must withdraw money from their IRA's, eliminates Social Security payroll taxes on those who are receiving the benefits, ensures that during a government shutdown Social Security benefits will be sent out, and allows seniors who want to enroll in Medicare Part A to continue to receive their Social Security check.

Rep. Paul Gosar (R-AZ) – H.R. 1150 Competitive Health Insurance Reform Act of 2011. This bill seeks to expand and ensure competitiveness in the health insurance market. It repeals the McCarran-Ferguson Act that exempted insurance companies from being subject to anti-trust

laws and unfair trade laws. It would also begin to set up the process to purchase insurance across state lines and prevent frivolous lawsuits against insurance companies.

Rep. Jeff Fortenberry (R-NE) – H.R. 1179: Respect for Rights of Conscience Act of 2011. The bill amends Obamacare to allow health care plans and their providers the right to not cover and provide a service for drugs or treatment that violates their moral or religious views.

Rep. Darrell Issa (R-CA) – H.R. 1184: Health Care Waiver Transparency Act. This bill requires the Secretary of Health and Human Services to make public the specific criteria used to grant or decline waivers from Obamacare, and prohibits granting waivers based on preferential treatment such as political donations or support from labor groups.

Rep. Darrell Issa (R-CA) H.R. 1185: Constitutional Protection Act of 2011. This bill delays the implementation of Obamacare until after the issue of its constitutionality has been settled in the courts.

Rep. Sam Johnson (R-TX) – H.R. 1186. This bill repeals the new provisions passed under Obamacare that forces physician-owned hospitals to have a provider agreement by August 1st, 2010 to be able to participate in Medicare and postpones the date until December 31, 2010. It also repeals the Obamacare restrictions dictating the expansion of rural hospitals.

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 1195: National Health Service Corps Improvement Act of 2011. This bill amends the Public Health Act to allow optometrists to be included in the National Health Service Corps (NHSC) and have access to the NHSC Loan Repayment Program, Scholarship program and fellowship program.

Rep. Michael C. Burgess (R-TX) – H.R. 1214, A bill to repeal PPACA funding for school-based health center (SBHC) construction. The bill repeals the authority and appropriations for SBHC construction grants and rescinds all unobligated funds. The [bill](#) passed the House by a vote of [235-191](#).

Rep. Robert Latta (R-OH) – H.R. 1215: To amend title V of the Social Security Act to convert funding for personal responsibility education programs from direct appropriations to an authorization of appropriations. This bill repeals the provisions in Obamacare that appropriated \$375 million for personal responsibility programs and returns the annual appropriations process back to Congress to ensure oversight and responsibility for such programs.

Rep. Brett Guthrie (R-KY) – H.R. 1216: A bill to convert funding for graduate medical education (GME) in qualified teaching health centers (THCs) to an authorization of appropriations. The bill replaces the appropriation for GME payments to THCs with an authorization of appropriations for each of FY2012 through FY2015, and rescinds all unobligated funds. It also prohibits the GME funds from being used to provide abortions (Rep. Virginia Foxx Amendment #298), except in cases of rape or incest or when the woman's life is in danger. The [bill](#) passed the House by a vote of [234-185](#).

Rep. Joe Pitts (R-PA) – H.R. 1217: A bill to repeal the Prevention and Public Health Fund (PPHF). The bill repeals the authority and appropriations for the PPHF and rescinds all unobligated funds. The [bill](#) passed the House by a vote of [236-183](#).

Rep. Ralph Hall (R-TX) – H.R. 1219: Optometric Equity in Medicaid Act. This Act ensures that Medicaid coverage includes optometrists.

Rep. Dave Camp (R-MI) – H.R. 1232: To amend the Internal Revenue Code of 1986 to eliminate certain tax benefits relating to abortion. This legislation prohibits the use of taxpayer money for abortions.

Rep. Michael Grimm (R-NY) – H.R. 1266: Fraudulent Prescription Prevention Act of 2011. This bill creates a secure, nationwide Drug Enforcement Agency (DEA) web portal for physicians and pharmacists to record prescriptions electronically in real time. The portal would protect the privacy of individuals by ensuring personal information is only seen by DEA officials when they suspect abuse or fraud.

Rep. Michele Bachmann (R-MN) – H.R. 1285: Military Health Care Affordability Act. This legislation prohibits increases in health care costs (including TRICARE premiums) or limits on benefit adjustments for those serving in our Armed Forces, retirees, and dependents.

Rep. Michele Bachmann (R-MN) – H.R. 1286: Healthcare Fiscal Accountability Act of 2011. This bill repeals \$105.5 billion in automatic advanced appropriations included in Obamacare.

Rep. Michael Turner (R-OH) – H.R. 1310. This legislation exempts emergency medical devices from certain excise taxes.

Rep. Vern Buchanan (R-FL) – H.R. 1324: To Eliminate Sweetheart Deals under the Patient Protection and Affordable Care Act. This bill seeks to eliminate the \$2.9 billion in sweetheart deals under Obamacare, such as the “Louisiana Purchase” and the building of a new hospital facility in Connecticut.

Rep. Jason Chaffetz (R-UT) – H.R. 1364: Free Speech About Science Act of 2011. This bill allows healthy food producers and dietary supplements to cite scientific research or studies on the health benefits of their products. There must be a clear definition and citation of the research, cannot be classified as a new drug, state it hasn’t been endorsed or evaluated by the FDA, and the FDA and FTC have the authority to hold producers accountable for misleading statements.

Rep. Sam Graves (R-MO) – H.R.1398: Rural Hospital Protection Act. This bill requires the Secretary of Health and Human Services to include health care taxes as part of allowable costs when determining Medicare reimbursements to rural hospitals.

Rep. Gus Bilirakis (R-FL) – H.R. 1411: Metropolitan Medical Response System Program Act of 2011. This legislation authorizes the Metropolitan Medical Response System to assist in coordinating state and local governments as they respond to a natural disaster or mass casualty

incidents, as well as provides grants to integrate emergency health and medical systems during a disaster incident.

Rep. David Schweikert (R-AZ) – H.R. 1432: Creating Sunshine, Participation, and Accountability for our Nation Act. This bill requires all rules promulgated through a formal rulemaking process in order to implement Obamacare to be open to the media and transparent to the public.

Rep. Sam Johnson (R-TX) – H.R. 1509: Medicare Identity Theft Prevention Act of 2011. This legislation directs the Department of Health and Human Services to protect seniors from identity theft by ensuring their Social Security account number or any other number similarly derived from the Social Security number is not labeled on their Medicare card.

Rep. Michael Grimm (R-NY) -- H.R. 1549: To amend the Internal Revenue Code of 1986 to repeal the unearned income Medicare contribution. This bill eliminates the Obamacare Medicare tax of 3.8% on unearned income.

Rep. Brett Guthrie (R-KY) – H.R. 1612. This bill directs the Secretary of Defense to establish a commission with the purpose of studying Urotrauma on members of the Armed Forces and veterans.

Rep. Wally Herger (R-CA) – H.R. 1614: Family Cord Blood Banking Act of 2011. This legislation allows individuals to classify the cost of private umbilical cord blood banking as a medical expense and deduct it their taxes.

Rep. Phil Gingrey (R-GA) – H.R. 1683: State Flexibility Act. This bill repeals the burdensome requirements under Obamacare and the stimulus package that have been put on the states for how they should manage Medicaid and the State Children’s Health Insurance Program.

Rep. Tom Price (R-GA) – H.R. 1700: Medicare Patient Empowerment Act. This bill allows patients to freely contract for physician services or health care items outside of the current Medicare system and continue to use their Medicare benefits at the same time.

Rep. Kevin Brady (R-TX) – H.R.1810: Tom Lantos Pulmonary Hypertension Research and Education Act of 2011. This bill continues to support the expanded research on pulmonary hypertension in an effort to better understand and find a cure, as well as greater educational efforts to increase public awareness of treatments and symptoms of the disease.

Rep. Kevin Brady (R-TX) – H.R. 1845: Medicare IVIG Access Act. This legislation directs the Secretary of Health and Human Services (HHS) to study the issues related to intravenous immunoglobulin (IVIG), and provides greater access to home services and payments for those with primary immune deficiency disease.

Rep. Joe Pitts (R-PA) – H.R. 1852: Children’s Hospital GME Support Reauthorization Act of 2011. This legislation extends the funding for children’s hospital graduate medical programs until 2016. The [bill](#) passed the House by voice vote.

Rep. Frank Guinta (R-NH) – H.R. 1863: Veterans Health Equity Act of 2011. This bill expands access to medical care for veterans by ensuring there is a full-service Department of Veteran Affairs medical center or an equally equipped facility in each state.

Rep. Sam Johnson (R-TX) – H.R. 1871: Wounded Warrior Tax Equity Act of 2011. This bill would change tax collection rules and ensure members of our Armed Forces receive the same level of tax treatment as the rest of the public. More specifically, the bill equalizes the time of tax collection after an assessment for taxpayers in the military who have been hospitalized for their injuries and rest of the public.

Rep. Cliff Stearns (R-FL) – H.R. 1930: Access to Appropriate Immunizations for Veterans Act of 2011. This bill authorizes the Department of Veterans Affairs to create new measures and requirements to ensure veterans receive immunizations at the appropriate time and direct the Department to submit an annual report to Congress keep track of immunizations for veterans.

Rep. Lamar Smith (R-TX) – H.R. 1933: To amend the Immigration and Nationality Act to modify the requirements for admission of nonimmigrant nurses in health professional shortage areas. This bill temporarily extends the H-1C visa for non-immigrant nurses to three years and caps the number of such visas at 300. The [bill](#) passed the House by a vote of [407-17](#).

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 1971: Pharmacy Competition and Consumer Choice Act of 2011. This bill adds new requirements and rules pertaining to contracts between an individual health plan and a pharmacy benefits manager (PBM) to ensure greater transparency and competition for patients.

Rep. Erik Paulsen (R-MN) – H.R. 2010: Family and Retirement Health Investment Act of 2011. This bill allows more flexibility, and access of their individual health savings accounts (HSAs). It allows for greater contributions to health saving accounts; seniors under Medicare Part A to hold on to their own account once they begin Medicare coverage; veteran’s with certain disability benefits the opportunity to open an account; and expands the types of medical expenses that can be paid from the accounts.

Rep. Michael C. Burgess (R-TX) – H.R. 2020: Preservation of Access to Osteoporosis Testing for Medicare Beneficiaries Act of 2011. This bill temporarily extends the minimum payment amount under Medicare to cover testing of bone mass measurement as a result of Osteoporosis.

Rep. Tim Griffin (R-AR) -- H.R. 2035: Healthcare Waiver Transparency Act of 2011. This bill amends the Public Health Service Act to require the Department of Health and Human Services (HHS) to publish the decision to approve or deny an application for a waiver of the restrictions on a health plan's annual limit for essential health benefits on the HHS website within five business days after making such a decision and include in the notice the applicant's name, city,

and state and the application date. It requires the HHS Secretary to ensure the confidentiality of proprietary information under this Act.

Rep. Ann Marie Buerkle (R-NY) – H.R. 2074: Veterans Sexual Assault Prevention and Health Care Enhancement Act. This bill directs the Secretary of Veterans Affairs to produce a comprehensive policy and plan to prevent sexual assaults on veteran medical facilities and provides specific guidelines on how to track and investigate an incident. The [bill](#) passed the House by a voice vote.

Rep. Tom Price (R-GA) – H.R. 2077: MLR Repeal Act of 2011. This bill repeals Obamacare’s medical loss ratio (MLR) requirements.

Rep. Michael Grimm (R-NY) – H.R. 2092. This bill repeals Obamacare’s 10% excise tax on indoor tanning services.

Rep. Pete Sessions (R-TX) – H.R. 2108: Ambulatory Surgical Center Quality and Access Act of 2011. This bill seeks to fix the disparity of reimbursement rates for ambulatory surgery centers with updates for hospital outpatient department services. Furthermore, the Secretary of Health and Human Services is required to form an Ambulatory Surgical Center purchasing program that is measured by performance and quality.

Rep. Renee Ellmers (R-NC) – H.R. 2128: STEAM (Stripping The E-Prescribe Arbitrary Mandates) Act of 2011. This bill repeals payment adjustments for non-electronic prescribers and eliminates it as a criterion for using electronic health records.

Rep. Phil Gingrey (R-GA) – H.R. 2182: Generating Antibiotic Incentives Now Act of 2011. This bill provides incentives for the development of new antibiotics to combat new infectious diseases. It extends the marketing exclusivity of the product by five years, gives flexibility to the Secretary of Health and Human Services to expedite the production and review of the product, and tasks the Comptroller General to pursue incentives to facilitate the innovation, research and development of these new products. These provisions were included in the House-passed [H.R. 5651](#), the Food and Drug Administration Reform Act of 2012.

Rep. Frank Guinta (R-NH) – H.R. 2206: Auto Enroll Repeal Act. This bill repeals the government mandate that employers with over 200 employees automatically enroll their workers into a health care plan and instead gives the employees a choice to purchase their own health insurance.

Rep. Michael Grimm (R-NY) – H.R. 2224: Improving Physician Access in Teaching Hospitals (PATH) Act of 2011. This bill seeks to address the increasing shortage of doctors by giving hospitals the opportunity to increase their resident limit and incentivize physicians to hire more residents with tax incentives.

Rep. David McKinley (R-WV) – H.R. 2249: Fair Competition for Hospitals Act of 2011. This bill seeks to fix the state-by-state imbalance of Medicare payments to subsection (d) hospitals by adjusting the wage index determination.

Rep. Tom Price (R-GA) – H.R. 2363: Health Care Over Use Reform Today Act (Health COURT Act) of 2011. This bill focuses on medical liability reform by requiring the Secretary of Health and Human Services to issue specific guidelines for medical conditions with the consultation of qualified physician and physician organizations. It prohibits a court from awarding damages if the guidelines have been followed and provides grants to the states for the creation of health care tribunals to deal with health care disputes.

Rep. Bill Johnson (R-OH) – H.R. 2383: Modernizing Notice to Claimants Act. This bill reduces the disability claims backlog directing the Secretary of Veterans Affairs to use the most efficient process, such as electronic notification to claimants.

Rep. Sam Johnson (R-TX) – H.R. 2435. This bill allows individuals the choice to opt out or back in to Medicare Part A without penalty, and allows those who opt out the ability to invest in their own health savings accounts.

Rep. John Kline (R-MN) – H.R. 2465: Federal Workers' Compensation Modernization and Improvement Act. This bill reforms the Federal Employees' Compensation Act. Reforms include allowing reimbursement for services by physician assistants and advanced practice nurses, cuts the red tape and streamlines worker claim process, adds eligibility to injuries or disabilities occurred during a terrorist attack and continuous pay for those injured during an armed conflict.

Rep. Blaine Luetkemeyer (R-MO) – H.R. 2491: Mobile Mammography Promotion Act of 2011. This bill exempts mobile mammography vehicles from the fuel motor excise tax.

Rep. Michael C. Burgess (R-TX) – H.R. 2500: Equal Access and Parity for Multi-Campus Hospitals Act. This bill corrects past legislation and puts in place a new rule concerning electronic health records (EHR) incentive payments to ensure multi-campus hospitals can transition to EHR and receive multiple payments for their higher costs.

Rep. Erik Paulsen (R-MN) – H.R. 2505: Pulmonary Fibrosis Research Enhancement Act. This legislation tasks the Centers for Disease Control and National Institutes of Health to create a National Pulmonary Fibrosis Advisory Board and expand their research of Pulmonary Fibrosis. The bill also tasks the Board to create a national registry, conduct public awareness efforts and physician training on the disease.

Rep. Michael C. Burgess (R-TX) -- H.R. 2515. The bill amends the Internal Revenue Code to increase from \$50,000 to \$350,000 the amount of employer-provided group term life insurance that an employee can exclude from gross income. It also indexes the \$350,000 amount for inflation for taxable years beginning after 2012.

Rep. Lynn Jenkins (R-KS) -- H.R. 2529: Restoring Access to Medication Act. This bill repeals the provisions in Obamacare that prohibited the use of health or medical savings accounts to pay for non-prescription drugs and makes it easier to purchase over the counter drugs. A similar provision had been included in the House-passed [H.R. 436](#).

Rep. Trey Gowdy (R-SC) – H.R. 2534: Ensuring America's Promises Act of 2011. This bill sought to make sure the debt ceiling limit would not affect the promises and payments to veterans, those on Social Security or Medicare.

Rep. Diane Black (R-TN) – H.R. 2576: To amend the Internal Revenue Code of 1986 to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain health care-related programs. The bill adjusts the calculation of modified adjusted gross income (MAGI) in determining eligibility for federal health care-related programs created in Obamacare. Specifically, the bill requires all income derived from Social Security and Tier I Railroad benefits to be included in determining eligibility for enrollment in Medicaid, the Children's Health Insurance Program (CHIP), and the amount of federal premium assistance tax credits for the purchase of qualified private health insurance offered through a state-based health exchange beginning on January 1, 2014. Prior to this bill being signed into law, eligibility for these healthcare-related programs will be considered in 2014 by assessing the amount of Social Security benefits that are considered taxable gross income—only a portion (not the entirety) of a taxpayer's Social Security benefits. This [bill](#) was combined with H.R. 674 (the 3% Withholding Bill) and passed the House by a vote of [405-16](#). Its provisions were included in Public Law 112-56.

Rep. Nan Hayworth (R-NY) – H.R. 2642: Hudson Valley VA Health Care System Campus Protection Act. This bill prohibits the Secretary of Veterans Affairs from declaring specified federal land and improvements as more than is needed at the Franklin Delano Roosevelt Campus in Montrose, NY and the Castle Point Campus in Castle Point, NY of the Department of VA Hudson Valley Healthcare System. Therefore precludes the Secretary from leasing, selling, exchanging, or otherwise disposing of that land or improvements.

Rep. Bill Johnson (R-OH) – H.R. 2646: Veterans Health Care Facilities Capital Improvement Act of 2011. This bill authorizes the construction of additional medical facilities for veterans in Seattle, Washington, and California. The [bill](#) passed the House by a vote of [412-3](#), passed the Senate by unanimous consent, and became law (P.L. 112-37) on October 5, 2011.

Rep. Kevin Brady (R-TX) – H.R. 2649: Personal Health Investment Today Act of 2011. This bill would provide a tax deduction of up to \$1,000 per individual (\$2000 for married couples) for expenses related to fitness and sports programs like equipment and membership fees.

Rep. Reid Ribble (R-WI) -- H.R. 2662: Health Equity Act of 2011. This bill allows self-employed individuals to fully deduct their health insurance costs, creates a new tax deduction on health insurance costs for taxpayers and a new \$1,200 tax deduction for wellness programs such as exercise equipment.

Rep. John Carter (R-TX) – H.R. 2671: CAL Undiagnosed Diseases Research and Collaboration Network Act of 2011. This bill requires the creation of an undiagnosed diseases network to assist physicians and researchers.

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 2674: 340B Program Improvement Act. This bill expands the 340B drug discount program to in-patient drugs to help lower the cost for patients and safety-net hospitals.

Rep. David Schweikert (R-AZ) – H.R. 2676: Small Business Health Relief Act of 2011. This bill repeals many of the Obamacare provisions that impacted small businesses. It repeals the employer mandate or fines against employers who fail to provide health insurance for all of their employees, repeals the limits on health plan deductibles, repeals restrictions on payments within health/medical savings accounts, and repeals the limit employees can contribute to their flexible spending account.

Rep. John Culberson (R-TX) – H.R. 2694: Medicare Firewall Act of 2011. This bill restores the funding to the Medicare Trust fund that was taken under Obamacare and ensures the Trust Fund is only used to pay providers and beneficiaries so that benefits continue for future generations.

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 2695: Trisomy 21 Research Centers of Excellence Act of 2011. This bill directs National Institutes of Health to expand research programs on Down Syndrome by providing grants to public and non-profit centers and requires a five year report measuring its progress.

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 2696: Trisomy 21 Research Resource Act of 2011. This bill directs the National Institutes of Health and the Centers for Disease Control to further research Down Syndrome by providing more grants for further study, requires the development of a new database for those with Down Syndrome, expand existing tissue banks, and provide a plan every five years reviewing the progress of the research on Down Syndrome.

Rep. Dan Burton (R-IN) – H.R. 2736: Access to Medical Treatment Act. This bill allows a patient to seek any treatment desired from a doctor as long as the doctor agrees to administer the treatment, the treatment is in line with current licensing laws, and the patient understands the risks associated with the choice of treatment.

Rep. Dan Burton (R-IN) – H.R. 2737: Kaytlynn Noggle Federal Life Insurance Equity Act. This bill ensures that stillborn children can be covered under life insurance.

Rep. Erik Paulsen (R-MN) – H.R. 2770: Medicare Cost Contract Extension Act of 2011. This bill extends the Medicare cost contracts through December 31, 2015.

Rep. Michael C. Burgess (R-TX) – H.R. 2791: Health and Human Services Hiree Clarification Act of 2011. This bill amends the Public Health Service Act to clarify it does not authorize the designation, appointment or employment of any consultant, fellow or other employee by any agency outside of the Department of Health and Human Services.

Rep. Randy Hultgren (R-IL) – H.R. 2874: Abstinence Education Reallocation Act of 2011. This bill directs the Secretary of Health and Human Services to provide competitive grants to both private and public entities for sexual risk avoidance education for students and parents. Programs focused on students aged 12-19 are given a priority and are based on specific criteria such as teaching the benefits of abstinence and waiting until marriage.

Rep. Randy Forbes (R-VA) -- H.R. 2951: Patients First Act of 2011. This bill increases stem cell research to help treat and find cures to diseases but prohibits the creation of a human embryo or the destruction of a living embryo to conduct its research.

Rep. Pete Olson (R-TX) – H.R. 2960: National Diabetes Clinical Care Commission Act. This bill creates a National Diabetes Clinical Care Commission within the Department of Health and Human Services to focus on providing recommendations on how to provide greater assistance to those with diabetes and expand education, prevention, and awareness efforts to the public.

Rep. Mike Pompeo (R-KS) – H.R. 2961. This bill amends Obamacare to rescind funding to the states for the purpose of creating the health care exchange and directs the funding to the Treasury for deficit reduction.

Rep. Michael Turner (R-OH) – H.R. 2965. This bill establishes penalties for Department of Veterans Affairs employees who fail to follow infection control policies.

Rep. Michael C. Burgess (R-TX) -- H.R. 2969: Comprehensive Immunosuppressive Drug Coverage for Kidney Transplant Patients Act of 2011. This bill allows those patients who are receiving immunosuppressive drugs to continue coverage past the 36-month cutoff date.

Rep. Tom Price (R-GA) – H.R. 3000: Empowering Patients First Act. This bill repeals Obamacare in its entirety and replaces it with health care reform legislation. It resembles the 111th Congress' Republican Study Committee's health care reform [bill](#).

Rep. Michael McCaul (R-TX) – H.R. 3059: Creating Hope Act of 2011. This legislation creates greater incentives for companies to invest in treatments for tropical and rare pediatric diseases by speeding up the review of investment vouchers through the priority review voucher (PRV) program.

Rep. Ralph Hall (R-TX) – H.R. 3072: State Authorized Alternative Health Arrangement Act of 2011. This bill amends Obamacare to allow the state's the ability to offer health benefits through different health arrangements than is what is required under the President's health law.

Rep. Sam Johnson (R-TX) – H.R. 3095: Freeze and Investigate Affordable Care Act of 2011. This bill stops the implementation of Obamacare and sets up a commission to study the direct impact the legislation will have on Medicare recipients, health care plans, state health care exchanges and the country's deficit.

Rep. Michele Bachmann (R-MN) – H.R. 3130: Heartbeat Informed Consent Act. This bill requires abortion providers to perform an ultrasound on a woman seeking an abortion before consenting to having the abortion.

Rep. Brett Guthrie (R-KY) – H.R. 3204: Guidance Accountability and Transparency Act of 2011. This bill requires any changes in regulatory interpretations or issuance of new level 1 guidelines by the Food and Drug Administration to include a public notice and an explanation. Any changes to a final draft must be completed by a certain date as well.

Rep. Erik Paulsen (R-MN) – H.R. 3205: FDA Renewing Efficiency from outside Reviewer Management Act of 2011. This bill renews third party inspection and review programs of the Food and Drug Administration.

Rep. Michael C. Burgess (R-TX) – H.R. 3206: Cultivating Scientific Expertise to Foster Innovation for Patients Act of 2011. This bill limits the Food and Drug Administration’s number of conflict of interest waivers when deciding who sits on Food and Drug Administration advisory committees.

Rep. Michael C. Burgess (R-TX) – H.R. 3207: Modernizing Laboratory Test Standards for Patients Act of 2011 – This legislation declares that the Food and Drug Administration does not have authority over specific lab-developed tests and creates a path for premarket notification and review of such tests.

Rep. John Shimkus (R-IL) – H.R. 3208: Patients Comes First Act of 2011. This bill implements the Government Accountability Office recommendations concerning Food and Drug Administration recall procedures and reaffirms the Medical Devices Act of 1990 that requires complex drugs to go through premarket approvals.

Rep. John Shimkus (R-IL) – H.R. 3209: the Premarket Predictability Act. This bill reaffirms past “least burdensome” provisions that the Food and Drug Administration has failed to follow for approving new devices. It would also create an expedited appellate process for approval and require reviewers to provide either scientific or regulatory rationale for decisions in the approval process. Two investigative Device Exemption pathways would be created for quicker trials and approvals.

Rep. Mac Thornberry (R-TX) – H.R. 3212: CAH Designation Waiver Authority Act of 2011. This bill provides a waiver to the states to waive the requirement under Medicare that a critical access hospital (CAH) in a rural area is at least 35 miles away from another (CAH) for certain facilities.

Rep. Dan Benishek (R-MI) – H.R. 3216: VHA Ophthalmologic Service Establishment Act of 2011. This bill creates a Director of Ophthalmologic Services at the Department of Veterans Affairs.

Rep. Larry Bucshon (R-IN) – H.R. 3218. This bill repeals provisions in Obamacare that requires health care providers provide patient health information in an effort to gauge risk adjustment. The bill seeks to protect the privacy of individual’s health information from the government.

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 3230: Keeping America Competitive Through Harmonization Act of 2011. This legislation requires the Food and Drug Administration to enter into new agreements with Tier One countries to harmonize regulatory requirements for premarket review, inspections and labels.

Rep. Pete Olson (R-TX) – H.R. 3269: Diagnostic Imaging Services Access Protection Act of 2011. This bill prevents the Center for Medicare and Medicaid Services from reducing the reimbursement rate through the multiple procedure payment reduction policy to radiologists and asks the Department of Health and Human Services to determine the impact of such a reduction in the future.

Rep. Michael C. Burgess (R-TX) – H.R. 3290: Veterans Health Care Stamp Act. This bill creates a first class stamp to assist in funding for greater access to health care services for veterans.

Rep. Benjamin Quayle (R-AZ) – H.R. 3326: Medicaid Flexibility for States Act. This bill allows the state the choice to opt-out from the mandated Obamacare Medicaid expansion.

Rep. Jim Renacci (R-OH) – H.R. 3328. This bill creates a new six month grace period for advanced imaging medical providers so that they can begin to receive Medicare reimbursement as they apply for accreditation.

Rep. Todd Akin (R-MO) -- H.R. 3337: Open Burn Pit Registry Act of 2011. This bill creates a open burn pit registry for members of the Armed Services who have been exposed to burn pits while serving in Afghanistan and Iraq. The registry would be used to help them gain access to care and treatment.

Rep. Dan Burton (R-IN) – H.R. 3380: Dietary Supplement Protection Act of 2011. This bill reclassifies all supplement ingredients that were approved before 1994 with “grandfathered” status so they are not impacted by the new dietary regulations recently released by the Food and Drug Administration.

Rep. Steve Pearce (R-NM) – H.R. 3390: Southern New Mexico and El Paso, Texas, Veterans Traumatic Brain Injury Care Improvement Act of 2011. This bill requires the Secretary of Veterans Affairs to submit a report to Congress gauging whether a polytrauma rehabilitation center can be established in New Mexico or Texas.

Rep. Peter J. Roskam (R-IL) – H.R. 3399: Medicare and Medicaid Fast Act. This bill focuses on preventing waste, fraud and abuse within Medicare and Medicaid by increasing stronger penalties for fraud, provides better security to physician identities, incentives for states to

establish drug monitoring programs, end “pay and chase” policy, deploy better technology and makes it completely illegal to sell or distribute a beneficiary’s information.

Rep. Cliff Stearns (R-FL) – H.R. 3474: PRIME Act of 2011. This legislation aims to reduce waste, fraud and abuse in Medicare, Medicaid and the State Children’s Health Insurance Programs by increasing criminal and civil penalties for fraud, require the Center for Medicare and Medicaid Services (CMS) to report the amount of fraud in the programs, ensure the CMS anti-fraud tools aren’t publically disclosed, standardize application forms, and incentivizes states to develop programs against prescription drug abuse.

Rep. Dan Burton (R-IN) – H.R. 3489: White House Conference on Autism Act of 2011. The bill requires the President, by December 31, 2012, to call a White House conference on autism to make fundamental policy recommendations, including viable solutions and services to help autistic individuals and to galvanize a national effort to find the underlying cause of autism.

Rep. Tom Reed (R-NY) – H.R. 3506: Hospice Evaluation and Legitimate Payment Act. This bill seeks to preserve reimbursement rates for hospices by requiring the Secretary of Health and Human Services to establish a two year, 15-site pilot program on any new reimbursement payment reforms before they are implemented. The bill also gives hospices greater flexibility to meet the face-to-face requirement.

Rep. Pete Olson (R-TX) – H.R. 3511: Cardiac Arrest Survival Act of 2011. This bill allows individuals to use an AED device on someone having a cardiac arrest without being liable for litigation.

Rep. Trent Franks (R-AZ) – H.R. 3541: Prenatal Nondiscrimination Act of 2011. This bill prohibits sex-selection abortion and race-selection abortion and ensures the mother isn’t coerced into such a decision. The [bill](#) failed under Suspension of the Rules requiring two-thirds votes for passage by a vote of [246-168](#).

Rep. Cliff Stearns (R-FL) – H.R. 3586. This bill limits the liability of health professionals who provide health care while assisting in a response to an emergency disaster.

Rep. David Roe (R-TN) – H.R. 3627: School Access to Emergency Epinephrine Act. This bill amends the Public Health Service Act to require the Department of Health and Human Services, when awarding grants under the children’s asthma treatment programs, to favor states that require their public schools to permit authorized personnel to administer epinephrine to any student believed to be having an anaphylactic reaction, and maintain a sufficient supply of epinephrine in case of emergencies.

Rep. Dave Camp (R-MI) – H.R. 3630, Middle Class Tax Relief and Job Creation Act of 2011. The bill increased the amount of health care premium subsidies the Treasury Department can recapture from individuals who receive richer subsidies than should have originally been granted. Also, the bill reduces the funding for the Prevention and Public Health Fund by \$8

billion. The [bill](#) passed the House by a vote of [234-193](#). A revised Conference Report to the bill became Public Law 112-96.

Rep. Ann Marie Buerkle (R-NY) -- [H.R. 3633](#). The bill amends the Medicare portion of the Social Security Act to repeal Obamacare and the Health Care Education Reconciliation Act of 2010 provisions that reduce Medicare disproportionate share (DSH) payments starting in FY2015, to reflect lower uncompensated care costs relative to increases in the number of insured.

Rep. Cathy McMorris Rodgers (R-WA) – [H.R. 3667: Primary Care Workforce Access Improvement Act of 2011](#). Directs the Department of Health and Human Services to conduct a pilot project under the Medicare portion of the Social Security Act to test models for providing payment for direct graduate medical education (GME) and indirect medical education (IME) to medical education entities (MEEs), for the costs of training primary care residents.

Rep. Sean Duffy (R-WI) – [H.R. 3682: Patient Centered Healthcare Savings Act of 2011](#). This bill repeals Obamacare and amends the Internal Revenue Code to expand eligibility for Health Savings Accounts (HSAs) while treating HSAs as tax-exempt IRAs, and lowers the mandate to provide dependent coverage of children to the age of 23, rather than 26 years old.

Rep. Ann Marie Buerkle (R-NY) – [H.R. 3683: Hospital Admissions in Need of Study Act of 2011](#). This bill amends the Medicare portion of the Social Security Act to delay implementation of the Medicare hospital readmissions reduction program for five years, from the start of FY2012 to the start of FY2017 while requiring a report on the potential impact of the program.

Rep. Erik Paulsen (R-MN) – [H.R. 3691: Senior Medicare Fairness Act of 2011](#). This bill amends the Medicare portion of the Social Security Act, beginning in plan year 2013, with respect to payments to Medicare + Choice organizations for original fee-for-service benefits under a specialized Medicare Advantage plan for special needs individuals that offers integrated Medicare and Medicaid services. Additionally, the bill directs the Department of Health and Human Services to apply the frailty adjustment under payment rules for programs of all-inclusive care for the elderly (PACE) rather than those which would otherwise apply for plan enrollees.

Rep. Robert Schilling (R-IL) – [H.R. 3723: Enhanced Veteran Healthcare Experience Act of 2011](#). The bill directs the Secretary of Veterans Affairs to provide certain enrolled veterans with health services that are provided by a non-VA provider if the Secretary determines that VA facilities are geographically inaccessible or lack the required resources. It would allow the Secretary to enter in a contract with a non-VA facility to provide these veterans services.

Rep. Pete Sessions (R-TX) – [H.R. 3724: Medical Controlled Substances Transportation Act of 2011](#). The bill amends the Controlled Substances Act to authorize a physician registered to dispense, or conduct research with, schedule II, III, IV, or V controlled substances to enter into an agreement with the Attorney General that authorizes the physician to transport controlled substances from a practice setting to another practice setting, or to a disaster area.

Rep. Cliff Stearns (R-FL) – H.R. 3737: ULTRA. The bill amends the Federal Food, Drug, and Cosmetic Act to authorize the Department of Health and Human Services to approve an application for a drug as a fast track product, based on the existence of reasonable scientific data that support and qualify the drug as a treatment option for a rare disease, subject to reviewing the drug's side effects and likely impact.

Rep. Jeff Duncan (R-SC) – H.R. 3802: National Pro-Life Waiting Period Act of 2012. The bill prohibits an abortion provider from performing an abortion without waiting 24 hours after obtaining a written certification from the pregnant woman. It also makes an exception if the mother's life is endangered by a physical disorder or illness.

Rep. Jim Jordan (R-OH) – H.R. 3805: Ultrasound Informed Consent Act. The bill amends the Public Health Service Act to require abortion providers to perform an obstetric ultrasound on the pregnant woman while providing a simultaneous explanation of what the ultrasound is depicting before performing the abortion. It also prohibits construing this Act to require a woman to view the images, or penalizing the provider or the woman if she declines to look at the images.

Rep. Bill Huizenga (R-MI) – H.R. 3819: Health Freedom for Seniors Act. The bill amends the Internal Revenue Code to allow tax-free transfers of required distributions after age 70 ½ from an IRA and other tax-exempt retirement accounts to a health savings account.

Rep. Brett Guthrie (R-KY) – H.R. 3827: The bill repeals provisions of Obamacare and the Internal Revenue Code that provide for the establishment and funding of the Patient-Centered Outcomes Research Institute to identify priorities for, and establish, update, and carry out, a national comparative outcomes research project agenda. All funds rescinded by the Act will be deposited in the Treasury to pay down the national debt.

Rep. Cathy McMorris Rodgers (R-WA) – H.R. 3859: Rural Hospital and Provider Equity Act of 2012. The bill amends the Medicare provisions of the Social Security Act to extend temporary increase in payments to certain rural and low-volume hospitals. It also amends the Medicare, Medicaid, and State Children's Health Insurance Program Benefits improvement and Protection Act of 2000 to provide for the extension of payment for physician pathology services under Medicare.

Rep. Jeff Miller (R-FL) - H.R. 3895: Protect VA Healthcare Act of 2012. The bill amends the Balanced Budget and Emergency Deficit Control Act of 1985 (Gramm-Rudman-Hollings Act) to exclude veterans' medical care accounts from the maximum 2% permissible reduction in budget authority pursuant to a sequestration order.

Rep. Steve Chabot (R-OH) - H.R. 3897: Religious Freedom Restoration Act of 2012. The bill amends the Public Health Service Act to prohibit any guideline or regulation issued relating to the coverage of preventive health services under Obamacare to require any individual or entity to offer, provide, or purchase coverage for a contraceptive or sterilization service, or related

education or counseling, to which that individual or entity is opposed on the basis of religious belief.

Rep. Blaine Luetkemeyer (R-MO) – H.R. 3982: Religious Liberty Protection Act of 2012. The bill prohibits the Department of Health and Human Services from implementing or enforcing any provision of the interim final rule published on July 19, 2010 related to the coverage of preventative health services under Obamacare. It amends Obamacare to declare that a health plan shall not be considered to have failed to provide essential health benefits on the basis that it does not pay for contraceptive services because it is contrary to the religious or moral beliefs of the issuer or purchaser of coverage.

Rep. Doug Lamborn (R-CO) – H.R. 4046: Schoolchildren’s Health Protection Act. The bill amends the General Education Provisions Act to prohibit the provision of federal education funding to state educational agencies that provide contraception on the premises of elementary or secondary school.

Rep. Mick Mulvaney (R-SC) - H.R. 4064: Keeping Promises to Taxpayers Act of 2012. The bill amends the Internal Revenue Code and Obamacare to repeal certain health care-related taxes and other provisions, including: the requirement that certain employers provide their employees with health insurance coverage and report on such coverage, the excise tax on excess benefits from employer-sponsored health care coverage, and the requirement that distributions from a health savings account (HSA) be used to pay for prescription drugs and insulin only (thus allowing for payment of over-the-counter medications), among others.

Rep. Tom Price (R-GA) – H.R. 4066: Health Information Technology Reform Act. The bill amends the Medicare and Medicaid portions of the Social Security Act to exclude pathologists from Medicare and Medicaid incentive payments and, in particular, penalties relating to the meaningful use of electronic health records.

Rep. Cliff Stearns (R-FL) –H.R. 4132: FAST Act. The bill amends the Federal Food, Drug, and Cosmetic Act to direct the Department of Health and Human Services, at the request of the sponsor of a new drug, to include as a fast track product a new drug that is intended for the treatment of a serious or life-threatening disease or condition.

Rep. Todd Rokita (R-IN) –H.R. 4160: State Health Flexibility Act of 2012. The bill amends the Social Security Act to replace the Medicaid and the State Children’s Health Insurance Program programs with a program of block grants to the states for health care services at fiscal year 2012 spending levels. More information about the bill can be found [here](#).

Rep. Ralph Hall (R-TX) -- H.R. 4165: CT Colonography Screening for Colorectal Cancer Act of 2012. This bill amends Medicare portion of the Social Security Act to provide coverage for screening computed tomography colonography (CTC) as a colorectal cancer screening test and excludes screening CTC from the meaning of “imaging services” for which there is a special rule regarding fee schedule payments.

Rep. David McKinley (R-WV) -- H.R. 4209: Patients Access to Treatments Act of 2012. The bill amends title XXVII of the Public Health Service Act to limit co-payment, coinsurance, or other cost-sharing requirements applicable to prescription drugs in a specialty drug tier to the dollar amount (or its equivalent) of such requirements applicable to prescription drugs in a non-preferred brand drug tier.

Rep. Cathy McMorris Rodgers (R-WA) -- H.R. 4215: Medicare Pharmacy Transparency and Fair Auditing Act. The bill amends part D of the Medicare portion of the Social Security Act to require each contract entered into with a prescription drug plan (PDP) sponsor for the offering of a prescription drug plan to prohibit the PDP sponsor from contracting with any pharmacy benefits manager (PBM) to manage the prescription drug coverage under such plan, or to control the costs of such coverage, unless the manager satisfies specified PBM audit and disclosure requirements.

Rep. Paul Broun (R-GA) -- H.R. 4224: Offering Patients True Individualized Options Now Act of 2012. This bill repeals Title I of Obamacare which deals with health insurance and health coverage expansion. It provides full 100% deductibility for medical expenses as well as a tax credit to physicians who provide charity care. Also repeals Internal Revenue Code provisions relating to Health Savings Accounts (HSAs) to eliminate high deductible health plan coverage requirements and increase the maximum tax deduction for HSA payments to \$10,000 while allowing Medicare eligible individuals to contribute to HSAs.

Rep. Steve Stivers (R-OH) -- H.R. 4341. The bill expresses the sense of congress that children of members of the Armed Forces deserve health-care practices that are designed to meet their pediatric-specific needs and that the TRICARE program should meet the needs of such children, including those with special needs or chronic conditions. It directs the Secretary of Defense to establish a working group to review TRICARE program to make recommendations to pediatric-specific health care.

Rep. Paul Gosar (R-AZ) -- H.R. 4818: Dental Insurance Fairness Act of 2012. This bill amends the Employee Retirement Income Security Act of 1974 (ERISA) to prescribe certain health care coverage value requirements for dental benefits under group health plans.

Rep. Todd Akin (R-MO) – H.R. 4971: SAFE Act. This bill amends title I of Obamacare to ensure that the coverage offered under multi-State qualified health plans offered in Exchanges is consistent with the Federal abortion funding ban.

Rep. Cathy McMorris Rodgers (R-WA) -- H.R. 5194: Rural Hospital and Provider Equity and 340B Improvement Act of 2012. This bill amends title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and amends title III of the Public Health Service Act to extend discounts under the 340B program.

Rep. Tom Reed (R-NY) – H.R. 5283: This bill amends the Public Health Service Act to enhance the clinical trial registry data bank reporting requirements and enforcement measures.

Rep. Cathy McMorris Rodgers (R-WA) – [H.R. 5624](#): This bill amends title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and amends title III of the Public Health Service Act to extend discounts under the 340B program.

Rep. Bill Huizenga (R-MI) – [H.R. 5730: Medicare Payment Rate Disclosure Act of 2012](#). This bill amends title XVIII of the Social Security Act to direct the Secretary of Health and Human Services to make two pieces of information publicly available on the official Medicare internet site during a specified initial period. These two pieces of information are a) the Medicare payment rates for frequently reimbursed hospital inpatient and outpatient procedures and services, as well as for physicians' services; and b) the period for which payment rates are applicable. It requires posting also after the initial period of an expanded selection of such items. The bill also directs the Secretary to select at least 30 procedures and services for the basic posting and at least 100 procedures and services for the expanded posting.

Rep. Steve King (R-IA) – [H.R. 5731: Telemedicine Safety Act](#). This bill prohibits knowingly providing a telemedicine abortion across state lines, the use of any funds made available under a telemedicine law for telemedicine abortions or for assistance to facilities that offer telemedicine abortions and the use of any equipment, infrastructure, or other items purchased using funds made available under a telemedicine law for telemedicine abortions.

Rep. Michael C. Burgess (R-TX) – [H.R. 5800: Health Care Price Transparency Promotion Act of 2012](#). This bill amends title XIX of the Social Security Act to require that states will establish and maintain laws to require disclosure of information on hospital charges, make such information available to the public, and provide individuals with information about estimated out-of-pocket costs for health care services. The bill would also direct the Director of the Agency for Healthcare Research and Quality to research and report to Congress on a) the types of information on the charges and out-of-pocket costs for health care services that individuals find useful in making decisions about where, when, and from whom to receive care, b) how such types of information vary by whether they have health benefits coverage, and what kinds, and c) ways in which such information may be available on a timely basis and in easy-to-understand form to individuals facing such decisions.

Rep. Lynn Jenkins (R-KS) – [H.R. 5842: Restoring Access to Medication Act of 2012](#). This bill repeals provisions of the Internal Revenue Code, as added by Obamacare, that limit payments for medications from health savings accounts, Archer medical savings accounts, and health flexible spending arrangements and reimbursement arrangements to only prescription drugs or insulin (thus allowing distributions from such accounts for over-the-counter drugs). These provisions were included in the House-passed [H.R. 436](#).

Rep. Bobby Schilling (R-IL) – [H.R. 5849: Charity Care Tax Deduction for Physicians Act of 2012](#). This bill amends the Internal Revenue Code to allow a physician a tax deduction equal to the amount such physician would have otherwise charged for charity medical care provided on a

volunteer or pro bono basis. It limits the allowable amount of such deduction to 10% of such physician's gross income for the taxable year.

Rep. Wally Herger (R-CA) – H.R. 5858: Health Savings Accounts Improvements Act of 2012. This bill amends the Internal Revenue Code of 1986 to improve health savings accounts (HSAs). It supports the continued growth of High Deductible Health Plans and HSAs through administrative simplification and common sense improvements to the eligibility, contribution, and expenditure rules governing HSAs.

Rep. Jeff Flake (R-AZ) – H.R. 5894: Patient Protection and Affordable Care Act Education and Outreach Campaign Repeal Act of 2012. This bill repeals section 4004 of Obamacare which authorizes federal taxpayer dollars to be spent on an Obamacare education and outreach campaign. The bill also rescinds any unobligated balance of funds.

Rep. Tom Price (R-GA) – H.R. 5942: Quality Improvement Organization Program Restoration Act. This bill repeals Section 261 of the Trade Adjustment Assistance Extension Act of 2011 (relating to contracts with Quality Improvement Organizations). It also amends the Social Security Act with respect to quality improvement funding.

Rep. Tom Reed (R-NY) – H.R. 5943: Rural Hospital Access Act of 2012. This bill amends title XVIII of the Social Security Act to provide for an extension of the Medicare-dependent hospital (MDH) program and the increased payments under the Medicare low-volume hospital program. It also orders the Comptroller General to conduct a study of various programs under title XVIII of the Social Security Act.

Rep. Marsha Blackburn (R-TN) - H.R. 5998: USPSTF Transparency and Accountability Act of 2012. The bill amends statutory provisions related to the United States Preventive Services Task Force, as recently amended by section 4003 of Obamacare. Specifically, it would make the formation of the USPSTF discretionary (not mandatory), remove the focus on cost-effectiveness, require greater transparency in the Task Force process, hold the Secretary and AHRQ Director accountable for Task Force recommendations, and retain the focus on assisting primary care providers.

RSC Members Health Care Resolutions (7)

Rep. John Carter (R-TX) – H.J.Res.19. This resolution disapproves of a rule submitted by the Department of Health and Human Services relating to "Health Insurance Issuers Implementing Medical Loss Ratio (MLR) Requirements under the Patient Protection and Affordable Care Act".

Rep. Scott DesJarlais (R-TN) – H.J. Res. 112. This resolution uses the Congressional Review Act (CRA) to repeal an Internal Revenue Service (IRS) Obamacare rule finalized on May 23, 2012 which permits the IRS to issue health care premium subsidies (starting in 2014) to citizens of states that have not enacted a state-based exchange. The statute permits these subsidies to flow to citizens of states that have created a state-based exchange—not in states that don't.

Rep. Paul Ryan (R-WI) – H. Con. Res. 34. This resolution is the House-passed fiscal year 2012 budget. It calls for significant changes to federal health care entitlements described [here](#). The budget passed the House by a vote of [235-193](#).

Rep. Diane Black (R-TN) – H.Con. Res.36: Directing the Clerk of The House of Representatives to make a Correction in The Enrollment of H.R. 1473 – This resolution prohibited any funds in the Full-Year Continuing Resolution in H.R. 1473 from being used for Planned Parenthood or any of its affiliates. The resolution passed the House by a vote of [241-185](#).

Rep. Scott Garrett (R-NJ) –H. Con. Res. 37. This is the RSC’s fiscal year 2012 Budget proposal. It calls for significant changes to federal health care entitlements. More information can be found [here](#).

Rep. Paul Ryan (R-WI) – H. Con. Res. 112. This resolution is the House-passed fiscal year 2013 budget. It calls for significant changes to federal health care entitlements described [here](#). The budget passed the House by a vote of [235-193](#).

Rep. Scott Garrett (R-NJ) –H. Con. Res. 113. This is the RSC’s fiscal year 2013 Budget proposal. It calls for significant changes to federal health care entitlements. More information can be found [here](#).

Note: RSC Members Health Care Amendments related to last year’s H.R. 1, Full Year Continuing Appropriations Act can be found included in this [Policy Brief](#).

Additional note: Any healthcare bills introduced by current RSC Members in the 112th Congress, yet not included in this document, were omitted accidentally. Please alert us to any such inadvertent oversight.

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