

/* President Clinton's proposed Health Security Act has been published in two different versions. This, created late in November had over 200 technical amendments from the original proposal, released in October. The proposed act only has a few explicit references to AIDS or HIV; however, the act in general, if passed would significantly alter the means of health care delivery and is thus an important document. The proposal follows with light annotations. There are many other significant documetns related to this proposed law throughout the program. */

103d CONGRESS
1st Session
H. R. XXX

IN THE HOUSE OF REPRESENTATIVES

Mr. Gephardt introduced the following bill; which was referred to the Committee on XXXXXXXXXXXXXXXXXXXX

A BILL

To ensure individual and family security through health care coverage for all Americans in a manner that contains the rate of growth in health care costs and promotes responsible health insurance practices, to promote choice in health care, and to ensure and protect the health care of all Americans.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF TITLES AND SUBTITLES.

(a) Short Title.--This Act may be cited as the ``Health Security Act''.

(b) Table of Titles and Subtitles in Act.--The following are the titles and subtitles contained in this Act:

TITLE I HEALTH CARE SECURITY

Subtitle A Universal Coverage and Individual Responsibility

Subtitle B Benefits

Subtitle C State Responsibilities

Subtitle D Health Alliances

Subtitle E Health Plans

Subtitle F Federal Responsibilities

Subtitle G Employer Responsiblities

Subtitle J General Definitions; Miscellaneous Provisions

TITLE II NEW BENEFITS

Subtitle A Medicare Outpatient Prescription Drug Benefit

Subtitle B Long-Term Care

TITLE III PUBLIC HEALTH INITIATIVES

Subtitle A Workforce Priorities Under Federal Payments

Subtitle B Academic Health Centers

Subtitle C Health Research Initiatives

Subtitle D Core Functions of Public Health Programs; National Initiatives Regarding Preventive Health

Subtitle E Health Services for Medically Underserved Populations

Subtitle F Mental Health; Substance Abuse
Subtitle G Comprehensive School Health Education;
School-Related Health Services
Subtitle H Public Health Service Initiative
Subtitle I Coordination With COBRA Continuation Coverage

TITLE IV MEDICARE AND MEDICAID

Subtitle A Medicare and the Alliance System Subtitle B Savings in
Medicare Program Subtitle C Medicaid Subtitle D Increase in SSI
Personal Needs Allowance

TITLE V QUALITY AND CONSUMER PROTECTION

Subtitle A Quality Management and Improvement
Subtitle B Information Systems, Privacy, and Administrative
Simplification
Subtitle C Remedies and Enforcement
Subtitle D Medical Malpractice
Subtitle E Fraud and Abuse
Subtitle F McCarran-Ferguson Reform

TITLE VI PREMIUM CAPS; PREMIUM-BASED FINANCING; AND PLAN PAYMENTS

Subtitle A Premium Caps
Subtitle B Premium-Related Financing
Subtitle C Payments to Regional Alliance Health Plans

TITLE VII REVENUE PROVISIONS

Subtitle A Financing Provisions
Subtitle B Tax Treatment of Employer-Provided Health Care
Subtitle C Employment Status Provisions
Subtitle D Tax Treatment of Funding of Retiree Health Benefits
Subtitle E Coordination With COBRA Continuing Care Provisions
Subtitle F Tax Treatment of Organizations Providing Health Care
Services and Related Organizations
Subtitle G Tax Treatment of Long-term Care Insurance and
Services
Subtitle H Tax Incentives for Health Services Providers
Subtitle I Miscellaneous Provisions

TITLE VIII HEALTH AND HEALTH-RELATED PROGRAMS OF THE FEDERAL
GOVERNMENT

Subtitle A Military Health Care Reform
Subtitle B Department of Veterans Affairs
Subtitle C Federal Employees Health Benefits Program
Subtitle D Indian Health Service
Subtitle E Amendments to the Employee Retirement Income Security
Act of 1974
Subtitle F Special Fund for WIC Program

TITLE IX AGGREGATE GOVERNMENT PAYMENTS TO REGIONAL ALLIANCES

Subtitle A Aggregate State Payments
Subtitle B Aggregate Federal Alliance Payments
Subtitle C Borrowing Authority to Cover Cash-Flow Shortfalls

TITLE X COORDINATION OF MEDICAL PORTION OF WORKERS COMPENSATION
AND AUTOMOBILE INSURANCE

Subtitle A Workers Compensation Insurance
Subtitle B Automobile Insurance
Subtitle C Commission on Integration of Health Benefits
Subtitle D Federal Employees' Compensation Act
Subtitle E Davis-Bacon Act and Service Contract Act
Subtitle F Effective Dates

TITLE XI TRANSITIONAL INSURANCE REFORM

SEC. 2. FINDINGS.

The Congress finds as follows:

- (1) Under the current health care system in the United States
 - (A) individuals risk losing their health care coverage when they move, when they lose or change jobs, when they become seriously ill, or when the coverage becomes unaffordable;
 - (B) continued escalation of health care costs threatens the economy of the United States, undermines the international competitiveness of the Nation, and strains Federal, State, and local budgets;
 - (C) an excessive burden of forms, paperwork, and bureaucratic procedures confuses consumers and overwhelms health care providers;
 - (D) fraud and abuse sap the strength of the health care system; and
 - (E) health care is a critical part of the economy of the United States and interstate commerce, consumes a significant percentage of public and private spending, and affects all industries and individuals in the United States.
- (2) Under any reform of the health care system
 - (A) health insurance and high quality health care should be secure, uninterrupted, and affordable for all individuals in the United States;
 - (B) comprehensive health care benefits that meet the full range of health needs, including primary, preventive, and specialized care, should be available to all individuals in the United States;
 - (C) the current high quality of health care in the United States should be maintained;
 - (D) individuals in the United States should be afforded a meaningful opportunity to choose among a range of health plans, health care providers, and treatments;
 - (E) regulatory and administrative burdens should be reduced;
 - (F) the rapidly escalating costs of health care should be contained without sacrificing high quality or impeding technological improvements;
 - (G) competition in the health care industry should ensure that health plans and health care providers are efficient and charge reasonable prices;
 - (H) a partnership between the Federal Government and each State should allow the State and its local communities to design an effective, high-quality system of care that serves

the residents of the State;

(I) all individuals should have a responsibility to pay their fair share of the costs of health care coverage;

(J) a health care system should build on the strength of the employment-based coverage arrangements that now exist in the United States;

(K) the penalties for fraud and abuse should be swift and severe; and

(L) an individual's medical information should remain confidential and should be protected from unauthorized disclosure and use.

SEC. 3. PURPOSES.

The purposes of this Act are as follows:

(1) To guarantee comprehensive and secure health care coverage.

(2) To simplify the health care system for consumers and health care professionals.

(3) To control the cost of health care for employers, employees, and others who pay for health care coverage.

(4) To promote individual choice among health plans and health care providers.

(5) To ensure high quality health care.

(6) To encourage all individuals to take responsibility for their health care coverage.