[DISCUSSION DRAFT]

Union Calendar No.

114TH CONGRESS
1st Session

H.R.

[Report No. 114-]

To provide for reconciliation pursuant to title Π of the concurrent resolution on the budget for fiscal year 2016.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER --, 2015

Mr. Price of Georgia reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To provide for reconciliation pursuant to title II of the concurrent resolution on the budget for fiscal year 2016.

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; TABLE OF CONTENTS.
4	[(a) Short Title.—This Act may be cited as the
5	" Act of 2015".]

- 1 (b) Table of Contents of
- 2 this Act is as follows:
 - Sec. 1. Short title; table of contents.

TITLE I—COMMITTEE ON EDUCATION AND THE WORKFORCE

Sec. 101. Repeal of automatic enrollment requirement.

TITLE II—COMMITTEE ON ENERGY AND COMMERCE

- Sec. 201. Repeal of the Prevention and Public Health Fund.
- Sec. 202. Federal payment to States.
- Sec. 203. Funding for community health center program.

TITLE III—COMMITTEE ON WAYS AND MEANS

Subtitle A—Revenue Provisions

- Sec. 301. Repeal of individual mandate.
- Sec. 302. Repeal of employer mandate.
- Sec. 303. Repeal of medical device excise tax.
- Sec. 304. Repeal of the tax on employee health insurance premiums and health plan benefits and related reporting requirements.

Subtitle B—Repeal of Independent Payment Advisory Board

Sec. 311. Repeal of Independent Payment Advisory Board.

3 TITLE I—COMMITTEE ON EDU-

4 CATION AND THE WORK-

- 5 **FORCE**
- 6 SEC. 101. REPEAL OF AUTOMATIC ENROLLMENT REQUIRE-
- 7 MENT.
- 8 The Fair Labor Standards Act of 1938 (29 U.S.C.
- 9 201 et seq.) is amended by repealing section 18A (as
- 10 added by section 1511 of the Patient Protection and Af-
- 11 fordable Care Act (Public Law 111–148)).

TITLE II—COMMITTEE ON ENERGY AND COMMERCE

- 3 SEC. 201. REPEAL OF THE PREVENTION AND PUBLIC
- 4 HEALTH FUND.
- 5 (a) In General.—Section 4002 of the Patient Pro-
- 6 tection and Affordable Care Act (42 U.S.C. 300u-11) is
- 7 repealed.
- 8 (b) Rescission of Unobligated Funds.—Of the
- 9 funds made available by such section 4002, the unobli-
- 10 gated balance is rescinded.
- 11 SEC. 202. FEDERAL PAYMENT TO STATES.
- 12 (a) In General.—Notwithstanding sections 504(a),
- 13 1902(a)(23), 2002, 2005(a)(4), 2102(a)(7), or 2105(a)(1)
- 14 of the Social Security Act (42 U.S.C. 704(a),
- 15 1396b(a)(23), 1397a, 1397d(a)(4), 1397bb(a)(2),
- 16 1397ee(a)(1)), or the terms of any Medicaid waiver in ef-
- 17 fect on the date of enactment of this Act that is approved
- 18 under section 1115 or 1915 of the Social Security Act (42
- 19 U.S.C. 1315, 1396n), for the one-year period beginning
- 20 on the date of the enactment of this Act no Federal funds
- 21 may be made available to a State for payments to a pro-
- 22 hibited entity.
- 23 (b) Definition of Prohibited Entity.—In this
- 24 section, the term "prohibited entity" means an entity, in-
- 25 cluding its affiliates, subsidiaries, successors, and clinics—

1	(1) that, as of the date of enactment of this
2	Act—
3	(A) is an organization described in section
4	501(c)(3) of the Internal Revenue Code of 1986
5	and exempt from tax under section 501(a) of
6	such Code;
7	(B) is an essential community provider de-
8	scribed in section 156.235 of title 45, Code of
9	Federal Regulations, that is primarily engaged
10	in family planning services, reproductive health,
11	and related medical care; and
12	(C) provides for elective abortions; and
13	(2) for which the total amount of Federal and
14	State expenditures under the Medicaid program
15	under title XIX of the Social Security Act in fiscal
16	year 2014 made directly to the entity and to any af-
17	filiates, subsidiaries, successors, or clinics of the en-
18	tity, or made to the entity and to any affiliates, sub-
19	sidiaries, successors, or clinics of the entity as part
20	of a nationwide health care provider network, ex-
21	ceeded \$350,000,000.
22	SEC. 203. FUNDING FOR COMMUNITY HEALTH CENTER
23	PROGRAM.
24	Effective as if included in the enactment of the Medi-
25	care Access and CHIP Reauthorization Act of 2015 (Pub-

1	lic Law 114–10, 129 Stat. 87), paragraph (1) of section
2	221(a) of such Act is amended by inserting after "Section
3	10503(b)(1)(E) of the Patient Protection and Affordable
4	Care Act (42 U.S.C. 254b-2(b)(1)(E)) is amended" the
5	following: "by striking '\$3,600,000,000' and inserting
6	'\$3,835,000,000' and''.
7	TITLE III—COMMITTEE ON WAYS
8	AND MEANS
9	Subtitle A—Revenue Provisions
10	SEC. 301. REPEAL OF INDIVIDUAL MANDATE.
11	(a) In General.—Section 5000A of the Internal
12	Revenue Code of 1986 is amended by adding at the end
13	the following:
14	"(h) Termination.—This section shall not apply
15	with respect to any month beginning after December 31,
16	2014.".
17	(b) Conforming Amendments.—
18	(1) Section 5000A(c) of such Code is amend-
19	ed—
20	(A) in paragraph (2)(B) by striking
21	clauses (ii) and (iii),
22	(B) in paragraph (3)(B) by striking
23	"2014" and all that follows and inserting
24	"2014.", and

1	(C) in paragraph (3) by striking subpara-
2	graph (D).
3	(2) Section 5000A(e)(1) of such Code is amend-
4	ed by striking subparagraph (D).
5	(c) Effective Date.—The amendments made by
6	this section shall apply to months beginning after Decem-
7	ber 31, 2014.
8	SEC. 302. REPEAL OF EMPLOYER MANDATE.
9	(a) In General.—Section 4980H of the Internal
10	Revenue Code of 1986 is amended by adding at the end
11	the following:
12	"(e) Termination.—This section shall not apply
13	with respect to any month beginning after December 31,
14	2014.".
15	(b) Conforming Amendment.—Section 4980H(c)
16	of such Code is amended by striking paragraph (5).
17	(c) Effective Date.—The amendments made by
18	this section shall apply to months beginning after Decem-
19	ber 31, 2014.
20	SEC. 303. REPEAL OF MEDICAL DEVICE EXCISE TAX.
21	(a) In General.—Chapter 32 of the Internal Rev-
22	enue Code of 1986 is amended by striking subchapter E.
23	(b) Conforming Amendments.—
24	(1) Subsection (a) of section 4221 of such Code
25	is amended by striking the last sentence.

1	(2) Paragraph (2) of section 6416(b) of such
2	Code is amended by striking the last sentence.
3	(c) Clerical Amendment.—The table of sub-
4	chapters for chapter 32 of such Code is amended by strik-
5	ing the item relating to subchapter E.
6	(d) Effective Date.—The amendments made by
7	this section shall apply to sales in calendar quarters begin-
8	ning after the date of the enactment of this Act.
9	SEC. 304. REPEAL OF THE TAX ON EMPLOYEE HEALTH IN-
10	SURANCE PREMIUMS AND HEALTH PLAN
11	BENEFITS AND RELATED REPORTING RE-
12	QUIREMENTS.
13	(a) Excise Tax.—Chapter 43 of the Internal Rev-
14	enue Code of 1986 is amended by striking section 4980I.
15	(b) Reporting Requirement.—Section 6051(a) of
16	such Code is amended by inserting "and" at the end of
17	paragraph (12), by striking ", and" at the end of para-
18	graph (13) and inserting a period, and by striking para-
19	graph (14).
20	(c) Clerical Amendment.—The table of sections
21	for chapter 43 of such Code is amended by striking the
22	item relating to section 4980I.
23	(d) Effective Dates.—
24	(1) In general.—Except as provided by para-
25	graph (2), the amendments made by this section

1	shall apply to taxable years beginning after Decem-
2	ber 31, 2017.
3	(2) Reporting requirement.—The amend-
4	ment made by subsection (b) shall apply to calendar
5	years beginning after December 31, 2014.
6	Subtitle B—Repeal of Independent
7	Payment Advisory Board
8	SEC. 311. REPEAL OF INDEPENDENT PAYMENT ADVISORY
9	BOARD.
10	Effective as of the enactment of the Patient Protec-
11	tion and Affordable Care Act (Public Law 111–148), sec-
12	tions 3403 and 10320 of such Act (including the amend-
13	ments made by such sections) are repealed, and any provi-
14	sion of law amended by such sections is hereby restored
15	as if such sections had not been enacted into law.