

Wayne Allard

AMENDMENT NO. _____ Calendar No. _____

Purpose: To ensure that the Secretary of Health and Human Services has continued authority to prevent fraud and protect the integrity of the Medicaid program and SCHIP and to reduce inappropriate spending under those programs.

IN THE SENATE OF THE UNITED STATES—110th Cong., 2d Sess.

S. Con. Res. _____

AMENDMENT No. 4159

By *Allard* ed States
To: *S. Con. Res. 70* g the ap-
1008 and

3
Page(s) _____ and

GPO: 2006 30-772 (Mac)

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by

Viz:

- 1 Strike paragraph (1) of section 306(e) and insert the
- 2 following:
- 3 (1) RULES OR ADMINISTRATIVE ACTIONS.—The
- 4 Chairman of the Senate Committee on the Budget
- 5 may revise the allocations, aggregates, and other ap-
- 6 propriate levels in this resolution for a bill, joint res-

1 olution, amendment, motion, or conference report
2 that includes provisions regarding the final rule pub-
3 lished on May 29, 2007, on pages 29748 through
4 29836 of volume 72, Federal Register (relating to
5 parts 433, 447, and 457 of title 42, Code of Federal
6 Regulations) or any other rule or other administra-
7 tive action that would affect the Medicaid program
8 or SCHIP in a similar manner, or place restrictions
9 on coverage of or payment for graduate medical edu-
10 cation, rehabilitation services, or school-based ad-
11 ministration, school-based transportation, or optional
12 case management services under title XIX of the So-
13 cial Security Act, or includes provisions regarding
14 administrative guidance issued in August 2007 af-
15 fecting SCHIP or any other administrative action
16 that would affect SCHIP in a similar manner, so
17 long as no provision in such bill, joint resolution,
18 amendment, motion or conference report shall be
19 construed as prohibiting the Secretary of Health and
20 Human Services from promulgating or implementing
21 any rule, action, or guidance designed to prevent
22 fraud and protect the integrity of the Medicaid pro-
23 gram or SCHIP or reduce inappropriate spending
24 under such programs, by the amounts provided in
25 that legislation for those purposes, provided that

1 such legislation would not increase the deficit over
2 either the total of the period of fiscal years 2008
3 through 2013 or the total of the period of fiscal
4 years 2008 through 2018.