

Maria Cantwell

Pending

AMENDMENT NO. _____ Calendar No. _____

Purpose: To create a point of order against any changes to the Medicare program, the Medicaid program, or the number of Americans enrolled in private health insurance coverage, in a manner that would result in reduced revenue to hospitals, health care centers, and physicians and other health care providers, thereby reducing their investments in health care delivery system reforms that improve patient health outcomes and reduce costs.

IN THE SENATE OF THE UNITED STATES—115th Cong., 1st Sess.

S. Con. Res. 3

Settin *Sanders for* **AMENDMENT N° 0143** States
 (By *Cantwell* h the
 : To: 2018
 1
 Ref *S. CON. RES. 3* and
3
 Page(s)

GPO: 2016 22-945 (mac)

AMENDMENT intended to be proposed by MS. CANTWELL
 (for herself and Mr. CARPER)

Viz:

1 At the end of title IV, add the following:

MR. BENNET
 MS. SHAHEEN
 MR. MURPHY
 MS. WARREN
 MR. KING
 MR. VAN HOLLEN
 MS. KLOBUCHAR

1 SEC. 4____. POINT OF ORDER AGAINST ANY CHANGES TO
2 THE MEDICARE PROGRAM, THE MEDICAID
3 PROGRAM, OR THE NUMBER OF AMERICANS
4 ENROLLED IN PRIVATE HEALTH INSURANCE
5 COVERAGE, IN A MANNER THAT WOULD RE-
6 SULT IN REDUCED REVENUE TO HOSPITALS,
7 HEALTH CARE CENTERS, AND PHYSICIANS
8 AND OTHER HEALTH CARE PROVIDERS,
9 THEREBY REDUCING THEIR INVESTMENTS IN
10 HEALTH CARE DELIVERY SYSTEM REFORMS
11 THAT IMPROVE PATIENT HEALTH OUTCOMES
12 AND REDUCE COSTS.

13 (a) FINDINGS.—The Senate finds the following:

14 (1) The Affordable Care Act is moving the
15 health care system of the United States from a fee-
16 for-service system that frequently incentivizes the
17 overutilization of health care services and wasteful
18 health care spending to a value- and performance-
19 based health care system that promotes patient-cen-
20 tered and team-based care to keep Americans as
21 healthy as possible, improve health outcomes, and
22 lower health care costs.

23 (2) Because of the investments in health care
24 delivery system reforms made by the Affordable
25 Care Act, a third of Medicare payments to health
26 care providers are now based on the overall quality

1 of patient care and health outcomes achieved by
2 such providers.

3 (b) POINT OF ORDER.—It shall not be in order in
4 the Senate to consider any bill, joint resolution, motion,
5 amendment, amendment between the Houses, or con-
6 ference report that would change the Medicare program,
7 the Medicaid program, or the number of Americans en-
8 rolled in private health insurance coverage, in a manner
9 that would result in reduced revenue to hospitals, health
10 care centers, and physicians and other health care pro-
11 viders, thereby reducing their investments in health care
12 delivery system reforms that improve patient health out-
13 comes and reduce costs.

14 (c) WAIVER AND APPEAL.—Subsection (b) may be
15 waived or suspended in the Senate only by an affirmative
16 vote of three-fifths of the Members, duly chosen and
17 sworn. An affirmative vote of three-fifths of the Members
18 of the Senate, duly chosen and sworn, shall be required
19 to sustain an appeal of the ruling of the Chair on a point
20 of order raised under subsection (b).