

112TH CONGRESS  
1ST SESSION

# S. 643

To amend title XIX of the Social Security Act to direct Medicaid EHR incentive payments to federally qualified health centers and rural health clinics.

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## IN THE SENATE OF THE UNITED STATES

MARCH 17, 2011

Ms. STABENOW (for herself and Ms. SNOWE) introduced the following bill;  
which was read twice and referred to the Committee on Finance

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## A BILL

To amend title XIX of the Social Security Act to direct Medicaid EHR incentive payments to federally qualified health centers and rural health clinics.

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.**

4 This Act may be cited as the “Fix HIT Act of 2011”.

5 **SEC. 2. MEDICAID EHR INCENTIVE PAYMENTS FOR FEDER-**

6 **ALLY QUALIFIED HEALTH CENTERS AND**

7 **RURAL HEALTH CLINICS.**

8 (a) IN GENERAL.—Section 1903(t) of the Social Se-  
9 curity Act (42 U.S.C. 1396b(t)) is amended—

1 (1) in paragraph (6)(A)(i)—

2 (A) by striking “are paid” and inserting  
3 “(I) are paid”; and

4 (B) by inserting before the period at the  
5 end the following: “, and (II) in the case of a  
6 provider described in paragraph (2)(A)(iii), are  
7 paid directly to the Federally qualified health  
8 center or rural health clinic in which the pro-  
9 vider predominantly practices, without any de-  
10 duction or rebate”; and

11 (2) by adding at the end the following new  
12 paragraph:

13 “(11) Nothing in this subsection shall be con-  
14 strued to allow duplicate payments to a Medicaid  
15 provider described in paragraph (2)(A)(iii) and the  
16 Federally qualified health center or rural health clin-  
17 ic in which the provider predominantly practices.”.

18 (b) IMPLEMENTATION.—Notwithstanding any other  
19 provision of law, the Secretary of Health and Human  
20 Services may implement the amendments made by sub-  
21 section (a) by program instruction or otherwise.

22 (c) EFFECTIVE DATE.—The amendments made by  
23 subsection (a) shall take effect 60 days after the date of  
24 enactment of this Act.

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