

Potential Action on Major Health Care Legislation in 2017

Recent Legislative Vehicle	Program	Elements	Status	Vehicle / Process, if repealed
Affordable Care Act	Medicaid Expansion	<ul style="list-style-type: none"> - All households 0% - 138% federal poverty level 	At risk of defunding	Reconciliation; 50+ votes
Affordable Care Act	ACA Marketplace provisions	<ul style="list-style-type: none"> - Premium tax credits - Cost-sharing protections <ul style="list-style-type: none"> - General population - Indian-specific protections - Monthly special enrollment periods - Full payment to I/T/Us (no reductions for patient co-payments) 	At risk of eliminating and replacing with lower assistance levels	Reconciliation; 50+ votes
Affordable Care Act	Indian Health Care Improvement Reauthorization and Extension Act of 2009	<ul style="list-style-type: none"> - Permanent reauthorization of IHCA - Established authority for continuum of care through integrated behavioral health programs - Authority for I/T/U health providers to be licensed in any state and practice at an I/T/U facility - Authorizes IHS and Tribes to enter into arrangements with VA and DoD to share medical facilities - Allows I/T/U providers to be eligible for participation in any federal healthcare program and for reimbursement from 3rd party payers - Other provisions 	Low risk	Regular legislation; 60+ votes

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Affordable Care Act	Other Indian-specific provisions	<ul style="list-style-type: none"> - Section 9021 Exclusion of Health Benefits Provided by Indian Tribal Governments as Taxable Income - Section 2902 Elimination of Sunset for Reimbursement for all Medicare Part B Services Furnished by Certain Indian Hospitals and Clinics - Section 2901(b) Payor of Last Resort - Section 2901(c) Facilitating Enrollment of Indians under the Express Lane Option 	At risk (provisions in red)	<ul style="list-style-type: none"> - For Sec. 9021 and Sec. 2902: Reconciliation; 50+ votes - Other provisions: likely require 60+ votes
Various (Social Security Act)	Medicare	- All	Low risk. Potential "voucher", with limits on annual growth	Reconciliation; 50+ votes
Various (Social Security Act)	Medicaid (non-Medicaid expansion)	<ul style="list-style-type: none"> - Entitlement for health care services for certain low-income persons - Preserve 100 percent federal reimbursement rate (i.e., 100% FMAP) for Medicaid services provided to American Indians and Alaska Natives that are received through the Indian health system. 	At risk from potential block grants	Reconciliation; 50+ votes