



Health Care Reform in Indian Country

Self-Governance Communication & Education

Self-Governance Tribes Striving Towards Excellence in Health Care

Current Understanding of --

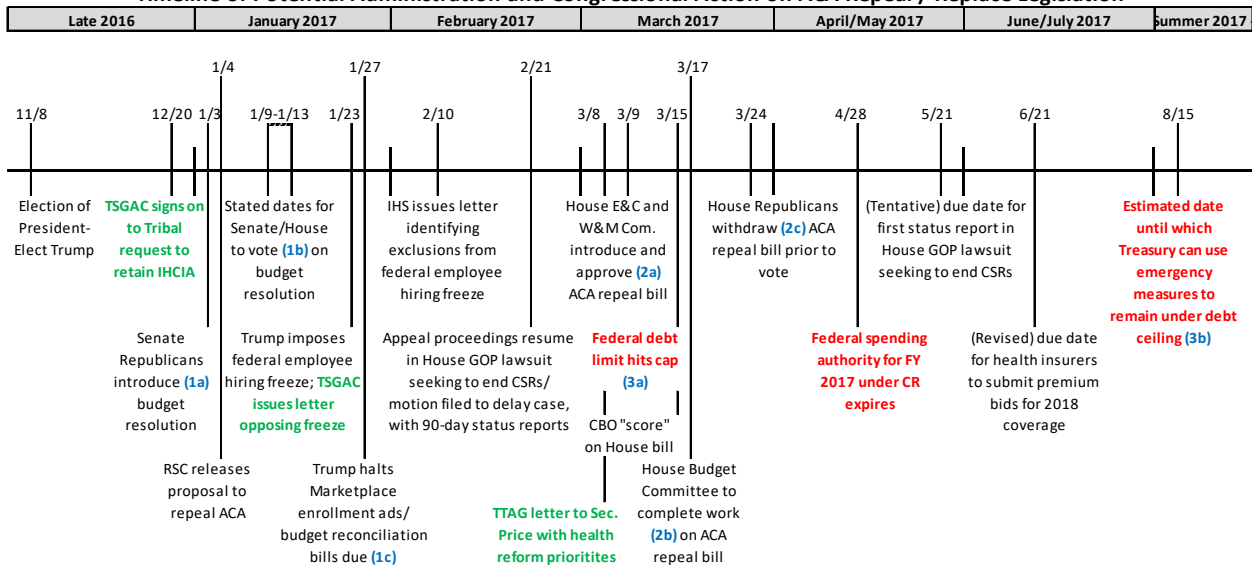
Timeline of Potential Administration and Congressional Action on ACA Repeal / Replace Legislation; Other Key Dates; and Activities of Tribes¹

As of: March 27, 2017

This brief provides a timeline on potential / completed congressional, Trump Administration, and Tribal organization actions regarding repealing and replacing the Affordable Care Act (ACA). *Activities and dates are updated according to ongoing press reports.*

Congressional / Administration actions appear in black; **Tribal organization actions appear in green.**

Timeline of Potential Administration and Congressional Action on ACA Repeal / Replace Legislation



Date	Administration / Congressional Action	Tribal Action
11/8/2016	<p>Donald Trump elected President; lead health care policy priority is to: "Repeal and replace Obamacare with Health Savings Accounts (HSAs)" and "maximize flexibility for states via block grants ..." (Trump Web site as of 1/7/2017, see https://www.donaldjtrump.com/policies/health-care/)</p> <p>See related TSGAC memo titled "Affordable Care Act and IHCIA in 2017; Trump, Ryan and Price Health Insurance Approaches; State of Indiana Medicaid Expansion Plan" at http://www.tribalselfgov.org/wp-content/uploads/2016/12/TSGAC-memo-2017-ACA-IHCIA-Trump-Ryan-Price-Health-Care-Plans-2016-12-04b.pdf.</p>	

¹ This brief is for informational purposes only and is not intended as legal advice. For questions on this brief, please contact Doneg McDonough, TSGAC Technical Advisor, at DonegMCD@Outlook.com.

12/20/2016	<p>TSGAC signs on to Tribal organization letter to Congress requesting preservation of the Indian Healthcare Improvement Act, Indian-specific provisions under Medicaid, and other health-related provisions “unrelated to the overall healthcare reform legislation.”</p> <p>The letter is available at https://www.tribalsegov.org/wp-content/uploads/2017/01/Tribal-organization-IHCIA-Support-Letter.pdf.</p>
1/3/2017	<p>Senate Republicans introduce (1a) a budget resolution (S. Con. Res. 3). Four Congressional committees to draft (1b) “reconciliation instructions” by 1/27/2017 that will include provisions to repeal parts of ACA. S. Con. Res. 3 is available at https://www.congress.gov/bill/115th-congress/senate-concurrent-resolution/3. See related CRS memo titled “The Budget Reconciliation Process: Timing of Legislative Action” at https://fas.org/sgp/crs/misc/RL30458.pdf.</p>
1/4/2017	<p>The Republican Study Committee releases a proposal to repeal ACA by 1/1/2018, with no timeline set for a replacement. The Republican Study Committee proposal is available at http://rsc.walker.house.gov/#AHCRA.</p>
1/9/2017– 1/13/2017	<ul style="list-style-type: none"> • Stated dates for the Senate to vote on the budget resolution. • Stated dates for the House to vote on the (Senate version of) budget resolution.
1/23/2017	<p>Trump issues presidential memorandum that ordered an immediate freeze on the hiring of all federal civilian employees, except in certain circumstances. The memo is available at https://www.whitehouse.gov/the-press-office/2017/01/23/presidential-memorandum-regarding-hiring-freeze.</p>
1/27/2017	<p>TSGAC submits letter to acting HHS secretary and acting IHS director in support of an exemption from the federal employee hiring freeze for certain staff and contracted positions at the IHS. The letter is available at http://www.tribalsegov.org/wp-content/uploads/2017/01/2017.01.27-TSGAC-Request-Exemption-from-Hiring-Freeze-for-IHS.pdf.</p>
1/27/2017	<ul style="list-style-type: none"> • Trump halts federally-sponsored advertising and outreach aimed at encouraging enrollment in Marketplace coverage. • Senate and House “reconciliation instructions” are due (1c) from committees under S. Con. Res. 3. Date is likely to slip (possibly to early March).
2/10/2017	<p>IHS issues a Dear Tribal Leader Letter indicating that agency “positions involved in direct patient care and a number of ancillary mission critical support positions without which patient care providers and facilities could not function are now exempt” from the federal employee hiring freeze. The letter is available at https://www.ihs.gov/newsroom/includes/themes/newihstheme/display_objects/documents/2017_Letters/DTLL_UIOLL-HiringFreeze_02102017.pdf.</p>
2/21/2017	<p>Appeal proceedings will resume in a House Republican lawsuit seeking to end cost-sharing reductions under ACA. House Republicans and Trump administration file motion to seeking to hold the case in abeyance, with status reports due every three months beginning 5/22/2017.</p> <p>[See TSGAC memo on TSG website” “Republicans Take Steps to...”</p> <p>http://www.tribalsegov.org/wp-content/uploads/2017/01/TSGAC-Status-of-CSR-Payments-2017-1-6a.pdf]</p>
3/6/2017	<p>House Republicans release health care bill; referred to House Ways and Means (W&Ms) and Energy and Commerce (E&C) committees</p>
3/8/2017	<p>Tribal Technical Advisory Committee (TTAG) to CMS presents letter with health reform priorities to Secretary Price at STAC meeting.</p>
3/9/2017	<p>As part of “budget reconciliation process,” House Energy & Commerce and Ways & Means Committees approve (2a) ACA repeal legislation. Legislation will not fully repeal ACA but will eliminate many major provisions, including Medicaid expansion, premium tax credits, individual/employer mandates, and financing provisions.</p>

	[Delayed; previous anticipated date of 1/30/2017 – 2/3/2017]
3/15/2017	Federal debt limit hits cap; additional borrowing authority needed to prevent inability to make payments on government obligations (3a).
3/17/2017	House Budget Committee to complete work (2b) on ACA repeal legislation by 3/17/2017.
3/24/2017	House Republicans withdraw (2c) ACA repeal legislation (American Health Care Act (H.R. 1628)) prior to a vote. Speaker Paul Ryan indicates the ACA will remain in place “for the foreseeable future.”
4/28/2017	Federal spending authority for FY2017 under continuing resolution expires; extension of spending authority needed to prevent government shut down.
5/22/2017	Tentative due date for first status report in House Republican lawsuit seeking to end cost-sharing reduction payments to health plans under ACA (pending approval of 2/21 motion).
6/21/2017	Due dates for health insurers to submit premium bids for 2018 coverage. [Delayed; previous due date of 5/3/2017, see https://www.cms.gov/CCIIO/Resources/Regulations-and-Guidance/Downloads/Revised-2017-filing-timeline-bulletin-2-17-17.pdf]
8/15/2017	Estimated date until which Treasury Department can use “emergency measures” to remain under debt ceiling if no increase enacted (3b).