

George W. Bush Presidential Library

Collection: Executive Clerk, Office of the

Series: Saunders, G. Timothy (Tim) - Bill Files

Folder Title: 01/15/2002 [S.1741]

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Letter	[Letter on S. 1741] - To: The Honorable Mitchell E. Daniels, Jr. - From: Tommy G. Thompson	1	12/21/2001	P5;

COLLECTION TITLE:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/15/2002 [S.1741]

FRC ID:

782

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

Deed of Gift Restrictions

- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

Freedom of Information Act - [5 U.S.C. 552(b)]

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Records Not Subject to FOIA

Court Sealed - The document is withheld under a court seal and is not subject to the Freedom of Information Act.



THE PRESIDENT HAS SEEN
1-15-02

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 4, 2002

02 JAN 4 PM 5:16

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 1741 - Native American Breast and Cervical Cancer Treatment
Technical Amendment Act of 2001
Sponsors - Sen. Bingaman (D) NM and 24 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Allows States to provide Medicaid benefits to certain Native American women who have been diagnosed with breast or cervical cancer through a Centers for Disease Control and Prevention (CDC) screening program.

Agency Recommendations

Office of Management and Budget

Approval

Department of Health and Human Services

Approval

Department of the Interior

Approval (Informally)

Discussion

The Breast and Cervical Cancer Prevention and Treatment Act of 2000 (P.L. 106-354) gives States the option of providing Medicaid coverage to women who: (1) are under the age of 65; (2) do not have "creditable" health insurance coverage; and (3) have been diagnosed with breast or cervical cancer under the CDC screening program. The definition of "creditable" coverage includes coverage under Indian Health Service (IHS) and tribal health programs; therefore, otherwise-eligible Native American women are not eligible for Medicaid coverage under the cancer treatment program.

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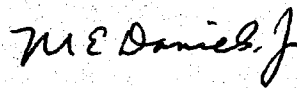
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S. 1741 would increase direct spending; therefore it is subject to the pay-as-you-go requirement of the Omnibus Budget Reconciliation Act of 1990. This Office's preliminary estimate is that S. 1741 would increase direct spending by \$2 million in FY 2002 and a total of \$14 million during FYs 2002-2006.

Conclusion and Recommendations

HHS recommends approval of S. 1741 because it is "an entirely appropriate adjustment to the law, putting a vulnerable population of Indian women on an equal footing with others eligible for this benefit."

We join HHS and Interior in recommending approval of S. 1741, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

Withdrawal Marker

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For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

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Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

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FRC ID:

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OA Num.:

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FOIA IDs and Segments:

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1-15-02

02 JAN 14 PM 3:55



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

January 4, 2002

MEMORANDUM FOR THE PRESIDENT

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Technical Amendment Act of 2001
Sponsors - Sen. Bingaman (D) NM and 24 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Allows States to provide Medicaid benefits to certain Native American women who have been diagnosed with breast or cervical cancer through a Centers for Disease Control and Prevention (CDC) screening program.

Agency Recommendations

Office of Management and Budget

Approval

Department of Health and Human Services

Approval

Department of the Interior

Approval (Informally)

Discussion

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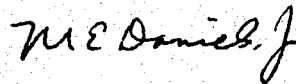
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Conclusion and Recommendations

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Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AMSubject: ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
TREATMENT TECHNICAL AMENDMENT ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT <i>concur</i>	☒	☐	HUBBARD <i>concur</i>	☒	☐
CARD <i>ok</i>	☒	☐	HUGHES <i>ok</i>	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN <i>✓</i>	☒	☐	JOHNSON	☐	☐
CALIO <i>ok</i>	☒	☐	LINDSEY	☒	☐
CONNAUGHTON <i>ok</i>	☒	☐	MIERS	☐	☒
DANIELS <i>ok</i>	☐	☒	RICE	☐	☐
FLEISCHER	☒	☐	RIDGE	☐	☐
GERSON <i>•</i>	☐	☐	ROVE	☒	☐
GONZALES <i>ok</i>	☒	☐	SPELLINGS <i>ok</i>	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

02 JAN 4 PM 3:55

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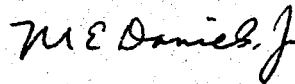
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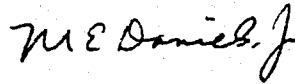
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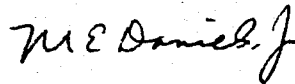
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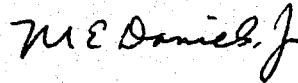
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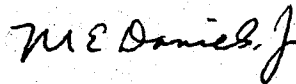
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Enclosures

One Hundred Seventh Congress
of the
United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Wednesday,
the third day of January, two thousand and one*

An Act

To amend title XIX of the Social Security Act to clarify that Indian women with breast or cervical cancer who are eligible for health services provided under a medical care program of the Indian Health Service or of a tribal organization are included in the optional medicaid eligibility category of breast or cervical cancer patients added by the Breast and Cervical Cancer Prevention and Treatment Act of 2000.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the "Native American Breast and Cervical Cancer Treatment Technical Amendment Act of 2001".

**SEC. 2. CLARIFICATION OF INCLUSION OF INDIAN WOMEN WITH
BREAST OR CERVICAL CANCER IN OPTIONAL MEDICAID
ELIGIBILITY CATEGORY.**

(a) **TECHNICAL AMENDMENT.**—The subsection (aa) of section 1902 of the Social Security Act (42 U.S.C. 1396a) added by section 2(a)(2) of the Breast and Cervical Cancer Prevention and Treatment Act of 2000 (Public Law 106-354; 114 Stat. 1381) is amended in paragraph (4) by inserting " , but applied without regard to paragraph (1)(F) of such section" before the period at the end.

(b) **BIPA TECHNICAL AMENDMENTS.**—

(1) Section 1902 of the Social Security Act (42 U.S.C. 1396a), as amended by section 702(b) of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000 (114 Stat. 2763A-572) (as enacted into law by section 1(a)(6) of Public Law 106-554), is amended by redesignating the subsection (aa) added by such section as subsection (bb).

(2) Section 1902(a)(15) of the Social Security Act (42 U.S.C. 1396a(a)(15)), as added by section 702(a)(2) of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000 (114 Stat. 2763A-572) (as so enacted into law), is amended by striking "subsection (aa)" and inserting "subsection (bb)".

(3) Section 1915(b) of the Social Security Act (42 U.S.C. 1396n(b)), as amended by section 702(c)(2) of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000 (114 Stat. 2763A-574) (as so enacted into law), is amended by striking "1902(aa)" and inserting "1902(bb)".

(c) **EFFECTIVE DATES.**—

(1) **BCCPTA TECHNICAL AMENDMENT.**—The amendment made by subsection (a) shall take effect as if included in the

enactment of the Breast and Cervical Cancer Prevention and Treatment Act of 2000 (Public Law 106–354; 114 Stat. 1381).

(2) BIPA TECHNICAL AMENDMENTS.—The amendments made by subsection (b) shall take effect as if included in the enactment of section 702 of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000 (114 Stat. 2763A–572) (as enacted into law by section 1(a)(6) of Public Law 106–554).

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AM

Subject: ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
TREATMENT TECHNICAL AMENDMENT ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
FLEISCHER	☒	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

02 JAN 4 PM 3:55

THE DIRECTOR

January 4, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 1741 - Native American Breast and Cervical Cancer Treatment
Technical Amendment Act of 2001
Sponsors - Sen. Bingaman (D) NM and 24 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Allows States to provide Medicaid benefits to certain Native American women who have been diagnosed with breast or cervical cancer through a Centers for Disease Control and Prevention (CDC) screening program.

Agency Recommendations

Office of Management and Budget

Approval

Department of Health and Human Services

Approval

Department of the Interior

Approval (Informally)

Discussion

The Breast and Cervical Cancer Prevention and Treatment Act of 2000 (P.L. 106-354) gives States the option of providing Medicaid coverage to women who: (1) are under the age of 65; (2) do not have "creditable" health insurance coverage; and (3) have been diagnosed with breast or cervical cancer under the CDC screening program. The definition of "creditable" coverage includes coverage under Indian Health Service (IHS) and tribal health programs; therefore, otherwise-eligible Native American women are not eligible for Medicaid coverage under the cancer treatment program.

S. 1741 would remove IHS and tribal health programs from the definition of "creditable coverage" only for the purpose of allowing Native American women to receive Medicaid coverage under the Breast and Cervical Cancer Prevention and Treatment Act of 2000. The definition of "creditable coverage" would continue to include IHS and tribal health programs for determining eligibility for other health programs.

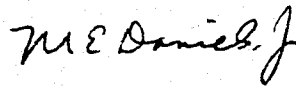
Pay-As-You-Go Scoring

S. 1741 would increase direct spending; therefore it is subject to the pay-as-you-go requirement of the Omnibus Budget Reconciliation Act of 1990. This Office's preliminary estimate is that S. 1741 would increase direct spending by \$2 million in FY 2002 and a total of \$14 million during FYs 2002-2006.

Conclusion and Recommendations

HHS recommends approval of S. 1741 because it is "an entirely appropriate adjustment to the law, putting a vulnerable population of Indian women on an equal footing with others eligible for this benefit."

We join HHS and Interior in recommending approval of S. 1741, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

02 JAN 7 AM 12:17

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AM

ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
 Subject: TREATMENT TECHNICAL AMENDMENT ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
FLEISCHER	☒	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

RESPONSE:



Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

02 JAN 4 PM 3:55

THE DIRECTOR

January 4, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 1741 - Native American Breast and Cervical Cancer Treatment
Technical Amendment Act of 2001
Sponsors - Sen. Bingaman (D) NM and 24 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Allows States to provide Medicaid benefits to certain Native American women who have been diagnosed with breast or cervical cancer through a Centers for Disease Control and Prevention (CDC) screening program.

Agency Recommendations

Office of Management and Budget

Approval

Department of Health and Human Services
Department of the Interior

Approval
Approval (Informally)

Discussion

The Breast and Cervical Cancer Prevention and Treatment Act of 2000 (P.L. 106-354) gives States the option of providing Medicaid coverage to women who: (1) are under the age of 65; (2) do not have "creditable" health insurance coverage; and (3) have been diagnosed with breast or cervical cancer under the CDC screening program. The definition of "creditable" coverage includes coverage under Indian Health Service (IHS) and tribal health programs; therefore, otherwise-eligible Native American women are not eligible for Medicaid coverage under the cancer treatment program.

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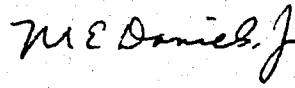
Pay-As-You-Go Scoring

S. 1741 would increase direct spending; therefore it is subject to the pay-as-you-go requirement of the Omnibus Budget Reconciliation Act of 1990. This Office's preliminary estimate is that S. 1741 would increase direct spending by \$2 million in FY 2002 and a total of \$14 million during FYs 2002-2006.

Conclusion and Recommendations

HHS recommends approval of S. 1741 because it is "an entirely appropriate adjustment to the law, putting a vulnerable population of Indian women on an equal footing with others eligible for this benefit."

We join HHS and Interior in recommending approval of S. 1741, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO.

505298

WHITE HOUSE STAFFING MEMORANDUM

RACHEL

Date: 1-4-02

ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AM

ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
 Subject: TREATMENT TECHNICAL AMENDMENT ACT OF 2001

02 JAN 7 AM 9:02

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
FLEISCHER	☒	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

RESPONSE:

OK

Rachel Brand

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



'02 JAN 7 AM 10:45

OFFICE OF THE VICE PRESIDENT
WASHINGTON

January 7, 2002

MEMORANDUM FOR HARRIET MIERS
STAFF SECRETARY

FROM: JONATHAN BURKS 
DEPUTY STAFF SECRETARY TO THE VICE PRESIDENT

SUBJECT: Enrolled Bill S. 1741 – Native American Breast and
Cervical Cancer Treatment Technical Amendment
Act of 2001

The Office of the Vice President has reviewed the above-referenced memo and concurs in the recommendation to sign the enrolled bill.

SS/ RM NO.

505296**WHITE HOUSE STAFFING MEMORANDUM**Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AMSubject: ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
TREATMENT TECHNICAL AMENDMENT ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
FLEISCHER	☒	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

CEA
Concurs

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AM

Subject: ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
TREATMENT TECHNICAL AMENDMENT ACT OF 2001

02 JAN 14 PM 1:22

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
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GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

RESPONSE:

cc: Anne

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

02 JAN 4 PM 3:55

THE DIRECTOR

January 4, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 1741 - Native American Breast and Cervical Cancer Treatment
Technical Amendment Act of 2001
Sponsors - Sen. Bingaman (D) NM and 24 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Allows States to provide Medicaid benefits to certain Native American women who have been diagnosed with breast or cervical cancer through a Centers for Disease Control and Prevention (CDC) screening program.

Agency Recommendations

Office of Management and Budget

Approval

Department of Health and Human Services

Approval

Department of the Interior

Approval (Informally)

Discussion

The Breast and Cervical Cancer Prevention and Treatment Act of 2000 (P.L. 106-354) gives States the option of providing Medicaid coverage to women who: (1) are under the age of 65; (2) do not have "creditable" health insurance coverage; and (3) have been diagnosed with breast or cervical cancer under the CDC screening program. The definition of "creditable" coverage includes coverage under Indian Health Service (IHS) and tribal health programs; therefore, otherwise-eligible Native American women are not eligible for Medicaid coverage under the cancer treatment program.

S. 1741 would remove IHS and tribal health programs from the definition of "creditable coverage" only for the purpose of allowing Native American women to receive Medicaid coverage under the Breast and Cervical Cancer Prevention and Treatment Act of 2000. The definition of "creditable coverage" would continue to include IHS and tribal health programs for determining eligibility for other health programs.

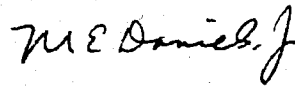
Pay-As-You-Go Scoring

S. 1741 would increase direct spending; therefore it is subject to the pay-as-you-go requirement of the Omnibus Budget Reconciliation Act of 1990. This Office's preliminary estimate is that S. 1741 would increase direct spending by \$2 million in FY 2002 and a total of \$14 million during FYs 2002-2006.

Conclusion and Recommendations

HHS recommends approval of S. 1741 because it is "an entirely appropriate adjustment to the law, putting a vulnerable population of Indian women on an equal footing with others eligible for this benefit."

We join HHS and Interior in recommending approval of S. 1741, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AMSubject: ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
TREATMENT TECHNICAL AMENDMENT ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
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GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

RESPONSE:

Legislative Affairs (Howard) -ok

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D. C. 20503

02 JAN 4 PM 3:55

THE DIRECTOR

January 4, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 1741 - Native American Breast and Cervical Cancer Treatment
Technical Amendment Act of 2001
Sponsors - Sen. Bingaman (D) NM and 24 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Allows States to provide Medicaid benefits to certain Native American women who have been diagnosed with breast or cervical cancer through a Centers for Disease Control and Prevention (CDC) screening program.

Agency Recommendations

Office of Management and Budget

Approval

Department of Health and Human Services

Approval

Department of the Interior

Approval (Informally)

Discussion

The Breast and Cervical Cancer Prevention and Treatment Act of 2000 (P.L. 106-354) gives States the option of providing Medicaid coverage to women who: (1) are under the age of 65; (2) do not have "creditable" health insurance coverage; and (3) have been diagnosed with breast or cervical cancer under the CDC screening program. The definition of "creditable" coverage includes coverage under Indian Health Service (IHS) and tribal health programs; therefore, otherwise-eligible Native American women are not eligible for Medicaid coverage under the cancer treatment program.

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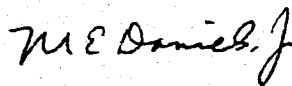
Pay-As-You-Go Scoring

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Conclusion and Recommendations

HHS recommends approval of S. 1741 because it is "an entirely appropriate adjustment to the law, putting a vulnerable population of Indian women on an equal footing with others eligible for this benefit."

We join HHS and Interior in recommending approval of S. 1741, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. 505296

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AM JAN 7 PM2:36Subject: ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
TREATMENT TECHNICAL AMENDMENT ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
FLEISCHER	☒	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday,
January 7, 2002. Thanks.

No comment - CEA - 2/7/02

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AM

Subject: ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
TREATMENT TECHNICAL AMENDMENT ACT OF 2001

02 JAN 8 PM 1:02

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☒
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
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GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

02 JAN 4 PM 0155

THE DIRECTOR

January 4, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 1741 - Native American Breast and Cervical Cancer Treatment
Technical Amendment Act of 2001
Sponsors - Sen. Bingaman (D) NM and 24 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Allows States to provide Medicaid benefits to certain Native American women who have been diagnosed with breast or cervical cancer through a Centers for Disease Control and Prevention (CDC) screening program.

Agency Recommendations

Office of Management and Budget

Approval

Department of Health and Human Services

Approval

Department of the Interior

Approval (Informally)

Discussion

The Breast and Cervical Cancer Prevention and Treatment Act of 2000 (P.L. 106-354) gives States the option of providing Medicaid coverage to women who: (1) are under the age of 65; (2) do not have "creditable" health insurance coverage; and (3) have been diagnosed with breast or cervical cancer under the CDC screening program. The definition of "creditable" coverage includes coverage under Indian Health Service (IHS) and tribal health programs; therefore, otherwise-eligible Native American women are not eligible for Medicaid coverage under the cancer treatment program.

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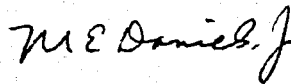
Pay-As-You-Go Scoring

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Conclusion and Recommendations

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We join HHS and Interior in recommending approval of S. 1741, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

One Hundred Seventh Congress of the United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Wednesday,
the third day of January, two thousand and one*

An Act

To amend title XIX of the Social Security Act to clarify that Indian women with breast or cervical cancer who are eligible for health services provided under a medical care program of the Indian Health Service or of a tribal organization are included in the optional medicaid eligibility category of breast or cervical cancer patients added by the Breast and Cervical Cancer Prevention and Treatment Act of 2000.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the "Native American Breast and Cervical Cancer Treatment Technical Amendment Act of 2001".

SEC. 2. CLARIFICATION OF INCLUSION OF INDIAN WOMEN WITH BREAST OR CERVICAL CANCER IN OPTIONAL MEDICAID ELIGIBILITY CATEGORY.

(a) **TECHNICAL AMENDMENT.**—The subsection (aa) of section 1902 of the Social Security Act (42 U.S.C. 1396a) added by section 2(a)(2) of the Breast and Cervical Cancer Prevention and Treatment Act of 2000 (Public Law 106-354; 114 Stat. 1381) is amended in paragraph (4) by inserting "; but applied without regard to paragraph (1)(F) of such section" before the period at the end.

(b) BIPA TECHNICAL AMENDMENTS.—

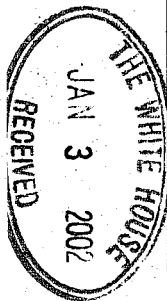
(1) Section 1902 of the Social Security Act (42 U.S.C. 1396a), as amended by section 702(b) of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000 (114 Stat. 2763A-572) (as enacted into law by section 1(a)(6) of Public Law 106-554), is amended by redesignating the subsection (aa) added by such section as subsection (bb).

(2) Section 1902(a)(15) of the Social Security Act (42 U.S.C. 1396a(a)(15)), as added by section 702(a)(2) of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000 (114 Stat. 2763A-572) (as so enacted into law), is amended by striking "subsection (aa)" and inserting "subsection (bb)".

(3) Section 1915(b) of the Social Security Act (42 U.S.C. 1396n(b)), as amended by section 702(c)(2) of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000 (114 Stat. 2763A-574) (as so enacted into law), is amended by striking "1902(aa)" and inserting "1902(bb)".

(c) EFFECTIVE DATES.—

(1) **BCCPTA TECHNICAL AMENDMENT.**—The amendment made by subsection (a) shall take effect as if included in the



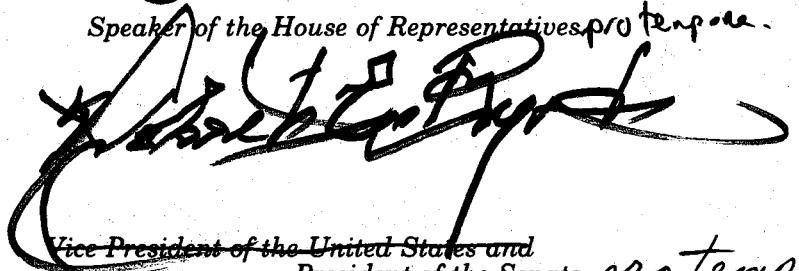
S. 1741—2

enactment of the Breast and Cervical Cancer Prevention and Treatment Act of 2000 (Public Law 106-354; 114 Stat. 1381).

(2) BIPA TECHNICAL AMENDMENTS.—The amendments made by subsection (b) shall take effect as if included in the enactment of section 702 of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000 (114 Stat. 2763A-572) (as enacted into law by section 1(a)(6) of Public Law 106-554).

Tom Davis

Speaker of the House of Representatives, *pro tempore*.

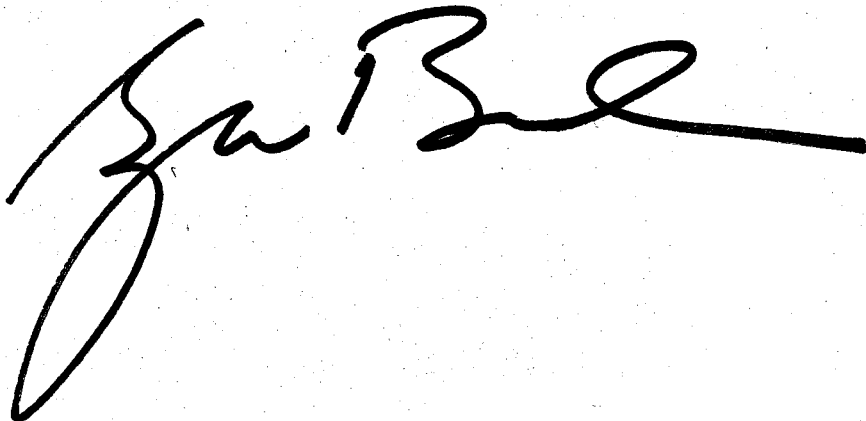


~~Vice President of the United States and~~

President of the Senate, *pro tempore*.

APPROVED

JAN 15 2002



WHITE HOUSE STAFFING MEMORANDUM

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 11:00 AM

Subject: ENROLLED BILL S. 1741 - NATIVE AMERICAN BREAST AND CERVICAL CANCER
TREATMENT TECHNICAL AMENDMENT ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
FLEISCHER	☒	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Staff Secretary, x62702, no later than Monday, January 7, 2002. Thanks.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

1/15/02
02 JAN 4 PM 3:55

THE DIRECTOR

January 4, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 1741 - Native American Breast and Cervical Cancer Treatment
Technical Amendment Act of 2001
Sponsors - Sen. Bingaman (D) NM and 24 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Allows States to provide Medicaid benefits to certain Native American women who have been diagnosed with breast or cervical cancer through a Centers for Disease Control and Prevention (CDC) screening program.

Agency Recommendations

Office of Management and Budget

Approval

Department of Health and Human Services

Approval

Department of the Interior

Approval (Informally)

Discussion

The Breast and Cervical Cancer Prevention and Treatment Act of 2000 (P.L. 106-354) gives States the option of providing Medicaid coverage to women who: (1) are under the age of 65; (2) do not have "creditable" health insurance coverage; and (3) have been diagnosed with breast or cervical cancer under the CDC screening program. The definition of "creditable" coverage includes coverage under Indian Health Service (IHS) and tribal health programs; therefore, otherwise-eligible Native American women are not eligible for Medicaid coverage under the cancer treatment program.

S. 1741 would remove IHS and tribal health programs from the definition of "creditable coverage" only for the purpose of allowing Native American women to receive Medicaid coverage under the Breast and Cervical Cancer Prevention and Treatment Act of 2000. The definition of "creditable coverage" would continue to include IHS and tribal health programs for determining eligibility for other health programs.

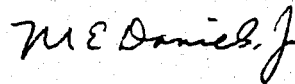
Pay-As-You-Go Scoring

S. 1741 would increase direct spending; therefore it is subject to the pay-as-you-go requirement of the Omnibus Budget Reconciliation Act of 1990. This Office's preliminary estimate is that S. 1741 would increase direct spending by \$2 million in FY 2002 and a total of \$14 million during FYs 2002-2006.

Conclusion and Recommendations

HHS recommends approval of S. 1741 because it is "an entirely appropriate adjustment to the law, putting a vulnerable population of Indian women on an equal footing with others eligible for this benefit."

We join HHS and Interior in recommending approval of S. 1741, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures