

As Introduced

**129th General Assembly
Regular Session
2011-2012**

H. B. No. 11

Representatives Sears, Maag

**Cosponsors: Representatives Adams, J., Amstutz, Blair, Combs,
Mecklenborg, Wachtmann**

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A B I L L

To enact section 3901.711 of the Revised Code to 1
prohibit state departments and agencies from 2
implementing or enforcing a provision of the 3
federal Patient Protection and Affordable Care Act 4
without meeting certain conditions. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 3901.711 of the Revised Code be 6
enacted to read as follows: 7

Sec. 3901.711. (A) A department or agency of this state shall 8
not implement or enforce a provision of the federal "Patient 9
Protection and Affordable Care Act" (2010) unless both of the 10
following conditions are satisfied: 11

(1) The department or agency submits a report to the general 12
assembly containing the information described in division (B) of 13
this section. 14

(2) The Revised Code specifically authorizes the department 15
or agency to implement or enforce the provision or, if such 16
authorization does not exist, the general assembly enacts such 17
authorization. 18

(B) The report submitted by a department or agency under 19
division (A)(1) of this section shall include all of the 20
following: 21

(1) The section of the federal "Patient Protection and 22
Affordable Care Act" (2010) that requires the department or agency 23
to implement or enforce the provision; 24

(2) The waivers or options, if any, that are available to the 25
state under the provision; 26

(3) The steps that the department or agency would be required 27
to take to implement or enforce the provision; 28

(4) The individuals in the state who would be impacted if the 29
department or agency implemented or enforced, or did not implement 30
or enforce, the provision; 31

(5) The cost to the state or to the citizens of the state of 32
implementing or enforcing the provision; 33

(6) The consequences to the state if the department or agency 34
does not implement or enforce the provision. 35