

## Union Calendar No.

118<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 766

**[Report No. 118-]**

To amend the Congressional Budget Act of 1974 respecting the scoring  
of preventive health savings.

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### IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 2023

Mr. BURGESS (for himself and Ms. DEGETTE) introduced the following bill;  
which was referred to the Committee on the Budget

FEBRUARY --, 2024

Reported with an amendment, committed to the Committee of the Whole  
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on February 2, 2023]

# **A BILL**

To amend the Congressional Budget Act of 1974 respecting  
the scoring of preventive health savings.

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 “Dr. Michael C. Burgess*  
5 *Preventive Health Savings Act”.*

6 **SEC. 2. SCORING OF PREVENTIVE HEALTH SAVINGS.**

7        *Section 202 of the Congressional Budget and Im-*  
8 *poundment Control Act of 1974 (2 U.S.C. 602) is amended*  
9 *by adding at the end the following:*

10        *“(h) SCORING OF PREVENTIVE HEALTH SAVINGS.—*

11            *“(1) DETERMINATION BY THE DIRECTOR.—Upon*  
12 *a request by the chairman and ranking minority*  
13 *member of the Committee on the Budget of the Senate*  
14 *and chairman and ranking minority member of the*  
15 *committee of primary jurisdiction of the Senate or by*  
16 *the chairman and ranking minority member of the*  
17 *Committee on the Budget of the House of Representa-*  
18 *tives and the chairman and ranking minority mem-*  
19 *ber of the committee of primary jurisdiction of the*  
20 *House of Representatives, the Director shall determine*  
21 *if proposed legislation would result in net reductions*  
22 *in budget outlays in budgetary outyears through the*  
23 *use of preventive health care.*

24            *“(2) PROJECTIONS.—If the Director determines*  
25 *that proposed legislation would result in net reduc-*

1        *tions in budget outlays as described in paragraph (1),*  
2        *the Director—*

3                *“(A) shall include, in any projection pre-*  
4                *pared by the Director on such proposed legisla-*  
5                *tion, a description and estimate of the reductions*  
6                *in budget outlays in the budgetary outyears and*  
7                *a description of the basis for such conclusions;*  
8                *and*

9                *“(B) may prepare a budget projection that*  
10               *includes some or all of the budgetary outyears,*  
11               *notwithstanding the time periods for projections*  
12               *described in subsection (e) and sections 308, 402,*  
13               *and 424.*

14               *“(3) LIMITATION.—Any estimate provided by the*  
15               *Director pursuant to paragraph (1) shall be used as*  
16               *a supplementary estimate and may not be used to de-*  
17               *termine compliance with the Congressional Budget*  
18               *Act of 1974 or any other budgetary enforcement con-*  
19               *trols.*

20               *“(4) DEFINITIONS.—As used in this subsection—*

21               *“(A) the term ‘budgetary outyears’ means*  
22               *the 2 consecutive 10-year periods beginning with*  
23               *the first fiscal year that is 10 years after the cur-*  
24               *rent fiscal year; and*

1                   “(B) the term ‘preventive health care’ means  
2                   an action that focuses on the health of the public,  
3                   individuals, and defined populations in order to  
4                   protect, promote, and maintain health and  
5                   wellness and prevent disease, disability, and pre-  
6                   mature death, including through the promotion  
7                   and use of effective, innovative health care inter-  
8                   ventions that are demonstrated by credible and  
9                   publicly available evidence from epidemiological  
10                  projection models, clinical trials, observational  
11                  studies in humans, longitudinal studies, and  
12                  meta-analysis.”.