American Public Health Association

Center for Public Health Policy *June 2011*

Update on Funding and Implementation of Public Health and Prevention Provision in the Patient Protection and Affordable Care Act (ACA)

ACA Provisions	Status (as of June 2, 2011)
Prevention and Wellness	
Prevention and Public Health Fund (Sec. 4002): Provides mandatory funding for prevention and public health activities. Appropriates funding that $500 million in FY2010 to $2 billion in FY2015 and each fiscal year thereafter.	FY2010: $500 million allocated as follows: • Primary Care Workforce - $250 million • Community and Clinical Prevention - $126 million • Public Health Infrastructure - $70 million • Research and Tracking - $31 million • Public Health Training - $23 million FY2011: $750 million allocated as follows: • Community Prevention - $298 million • Clinical Prevention - $182 million • Public Health Infrastructure - $137 million • Research and Tracking - $133 million Details of the FY2010 and FY2011 Prevention Fund allocations can be found here
National Prevention, Public Health and Health Promotion Council/National Prevention Strategy (Sec. 4001): Directs formation of an interagency council, chaired by the U.S. Surgeon General and development of a National Prevention and Health Promotion Strategy.	July 2010: Council released a 2010 Annual Status Report. October 2010: Council released draft framework to guide development of the National Prevention Strategy, sought two rounds of public comment and held several stakeholder group meetings. April 2011: An updated draft framework was released. The final Strategy is expected to be release before July 1, 2011.
Clinical Prevention	
Elimination of Cost-Sharing for Preventive Care in Private plans (Sec. 1001): Eliminates co-payments, co-insurance, and deductibles for preventive care for plans purchased after September 23, 2010; provides 100% coverage for preventive services.	July 2010: Office of Consumer Information and Insurance Oversight (OCIIO) issued regulations on the new preventive benefits coverage requirements, which apply to new plans established on or after September 23, 2010.

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Medicaid Coverage for Family Planning Services (Sec. 2303): Creates a state option to provide Medicaid coverage for family planning services to certain low-income individuals.	Became effective upon enactment of the ACA. CMS issued informal guidance in the form of a State Medicaid Directors Letter in July 2010. As of February 2011, 28 states had extended coverage for family planning services to individuals who otherwise would not be eligible.
Medicaid Incentives for Prevention of Chronic Diseases (Sec. 4108): Creates state grants for behavior modification incentive programs to lower chronic disease risk factors among Medicaid beneficiaries. Appropriates $100 million in FY2011 for the entire 5-year grant period.	February 2011: CMS announced the availability of $100 million in grants for states to offer incentives to Medicaid beneficiaries who participate in prevention programs and demonstrate improvements in health risk and outcomes.
Medicaid Coverage for Tobacco Cessation Programs (Sec. 4107): Requires states to provide Medicaid coverage for tobacco cessation services for pregnant women and eliminates cost sharing for these services.	Took effect October 2010. CMS has not released official guidance.
Elimination of Cost-Sharing for Preventive Care in Medicare (Sec. 4103-4105): Eliminates co-payments, co-insurance and deductibles for preventive care; provides 100% coverage for preventive services. **Prevention Plans and Behavior Modification (Sec. 4202)**: Provides Medicare coverage of an annual wellness visit and personalized prevent plan, which include a comprehensive health risk assessment. Provides incentives to complete behavior modification programs.	Both provisions took effect January 2011. In March, 2011, HHS released a report finding that Medicare Part B beneficiaries had received over 150,000 annual wellness visits in the first two months of implementation.
Childhood Obesity Demonstration Project (Sec. 4306): Appropriates $25 million to carry out Childhood Obesity Demonstration Project authorized under CHIPRA.	January 2011: A funding announcement published for four grants up to $5.25 million each to determine whether an integrated model of primary care and public health approaches in the community can improve underserved children's risk factors for obesity. Applications were due in April 2011.
Increased Funding for Immunizations (Sec. 4204): Creates state grants to improve the provision of recommended immunizations in high-risk populations. Allows states to purchase adult vaccines directly from manufacturers at price negotiated by HHS. Reauthorizes the section 317 program. Authorizes $1 million for FY2010*.	FY2011: $100 million allocated to CDC from the Prevention Fund. March 2011: Notice of funding announced; applications were due May 9, 2011.
Community Prevention	
Community Transformation Grants (Sec. 4201): Creates grants for the implementation, evaluation, and dissemination of proven evidence-based community preventive health activities.	FY2011: $145 million allocated to CDC from Prevention Fund. May 2011: Announcement of availability of $100 million in funding for up to 75 grants. Applications are due in July, and awards will be announced in late summer.
Maternal, Infant and Early Child Home Visitation Programs (Sec. 2951): Provides funding to states, tribes and territories to develop and	FY2010: $100 million allocated; FY2011: $250 million allocated. The first $88 million were distributed in July 2010.

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implement one or more evidence-based model. Appropriates $1.5 billion in total funding over years FY2010-2015.	
Pregnancy Assistance Fund (Sec. 10212): Awards competitive grants to states to assist pregnant and parenting teens and women, and victims or domestic violence and sexual assault. Appropriates $25 million each year for FY2010-2019.	September 2010: HHS awarded $27 million to 17 states and 13 tribes, tribal organizations, and urban Indian organizations.
Nutrition Labeling Requirements (Sec. 4205): Requires nutrition labeling on standard menu items at chain restaurants and on of food sold from vending machines.	August 2010: FDA released draft guidance, but it was subsequently withdrawn in January 2011. April 2011: FDA published two proposed rules in the Federal Register on nutritional labeling for vending machines and chain restaurants. Comments on both proposed rules may be submitted until July 5, 2011. The FDA plans to issue final rules before the end of 2011.
Wellness Program Grants for Small Employers (Sec. 10408): Provides grants for up to five years to small employers that establish wellness programs. Authorizes $200 million for FY2011-2015*.	FY2011: $10 million allocated to CDC from the Prevention Fund. HHS is expected to release detailed criteria about programs that are eligible for grant funding before the end of 2011.
Education and Outreach Campaign on Preventive Benefits (Sec. 4004): Requires HHS to convene a national public/private partnership to conduct a national prevention and health promotion outreach and education campaign; funding not to exceed $500 million*.	FY2011: $2 million allocated to CDC from Prevention Fund.
Personal Responsibility Education Grants (Sec. 2953): Provides funding for states to educate adolescents on both abstinence and contraception for prevention of teenage pregnancy and sexually transmitted infections, including HIV/AIDS. Appropriates $75 million per year for FY2010-2014.	September 2010: HHS awarded $55 million total in PREP funds to states, territories and communities.
Hospital Community Benefits (Sec. 9007): Imposes additional requirements on non-profit hospitals to conduct community needs assessments and develop a financial assistance policy and impose a tax of $50,000 per year for failure to meet these requirements.	May 27, 2010, the Internal Revenue Service issued a notice requesting comment on the new requirements for non-profit hospitals
Public Health Infrastructure	
Increasing Community Health Center Funding (Sec. 10503): Appropriates additional funding for community health centers that builds up from $1 billion in FY2011 to $3.6 billion in FY2015. Appropriates an additional $1.5 billion for renovation and construction.	FY2010: $1.5 billion allocated to HRSA. October 2010: HHS announced $727 million in grants awarded to 143 CHCs for infrastructure improvements and $335 million for existing CHCs to expand medical services. November 2010: Announcement of funding of $8 million for existing Community Health Center Cooperative Agreements.

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Infrastructure to Expand Access to Care (Sec. 10502): Appropriates $100 million to be available through September 20, 2011 to fund infrastructure projects to expand access to care. Funds must be used for debt service, on or direct construction or renovation of a health care facility that provides research, inpatient tertiary care, or outpatient clinical services.	FY2010: $100 million allocated to HRSA. August 2010: Notice of funding availability released; deadline for applications was October 18, 2010.
School-Based Health Clinics (Sec. 4101): Creates a grant program for the operation and development of school-based health clinics. Appropriates $50 million each year for FY2010-2013 for facilities and equipment expenditures.	FY2010: $50 million allocated; FY2011: $50 million allocated. October 2010: HHS announced availability of $100 million for construction and renovation of school-based health centers (SBHCs). May 4, 2011: Through H.R. 214 Congress voted to rescind ACA funding for SBHCs. The measure must now be taken up for review by the Senate where it will likely fail. Grant applications are still under view and awards are expected to be made on July 1, 2011.
Nurse-Managed Health Clinics (Sec. 5208): Creates a grant program, administered by HRSA, to support nurse-managed health clinics. Authorizes $50 million for FY2010*.	FY2010: $15 million allocated to HRSA from the Prevention Fund. June 2010: Announcement of funding availability; applications were due in July 2010.
Epidemiology and Lab Capacity Grants (Sec. 4304): Establishes a CDC grant program to improve epidemiology, laboratory, and information management capacity in state, local, or tribal health departments or academic centers. Authorizes $190 million each year for FY2010-2013*.	FY2010: Received $20 million from Prevention Fund. FY2011: Received $40 million from Prevention Fund.
Public Health Workforce	
National Health Care Workforce Commission (Sec. 5101): Creates a commission charged with disseminating information on current and projected health care workforce supply and demand, education and training capacity, retention programs, and fiscal sustainability.	September 2010: Appointment of the 15 members announced. No funding has been allocated to date.
State Healthcare Workforce Grants (Sec. 5102): Creates a grant program to enable state and regional partnerships for completing comprehensive workforce planning and development. Authorizes $8 million in FY2010 for planning grants (entities must match at least 15% of funding) and $150 million for FY2010 for implementation grants (entities must match at least 25% of funding)*.	FY2010: $6 million allocated.
National Center for Workforce Analysis (Sec. 5103): Codifies and expands the existing National Center for Health Care Workforce Analysis at HRSA and establishes State and Regional Centers for Health Workforce Analysis to research and identify workforce gaps and needs.	FY2010: $2.8 million allocated; FY2011: $2.8 million.

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National Health Service Corps (Sec. 5207, 5508, 10503) Expands the existing National Health Service Corps program, which provides scholarships and loan repayments to primary, dental, and mental and behavioral health care providers who practice in medically underserved areas for a minimum of two years. The law also increased the loan repayment amount from $35,000 to $50,000, allowed for part-time service, and allowed for teaching to be counted toward recipients' service requirement. Appropriates a total of $1.5 billion from FY2011 through FY2015.	November 2010: HHS announced the release of $290 million in new funding for the National Health Service Corps loan repayment program.
Mid-Career Training Grants (Sec. 5206): Creates a training program for mid-career public health professionals. Authorizes $30 million for FY2010*.	No funding has been allocated
Public Health Workforce Loan Repayment (Sec. 5204): Creates a Public Health Workforce Loan Repayment Program, authorizing $195 million for FY2010 and such sums as may be necessary for FY2011-2015*. Participants are eligible to receive up to $35,000 for loan repayment for each year of service.	No funding has been allocated
Ready Reserve Corps (Sec. 5210): Transfers all of the current members of the U.S. Public Health Service Research Corps to the Regular Commissioned Corps, and created a new Ready Reserve Corps consisting of personnel who can assist Regular Corps members in times of emergencies. Authorizes $50 million each year for FY2010-2014*.	No funding has been allocated
Public Health Fellowship (Sec. 5314): Expands the existing health fellowships program. For FY2010 through 2013, authorizes: o $5 million for epidemiology fellowship* o $5 million for laboratory fellowship training* o $5 million for Public Health Informatics Fellowship Program* o $24.5 million to expand the Epidemic Intelligence Service*	FY2010: $7.5 million allocated in CDC budget; FY2011: $20 million from Prevention Fund.
U.S. Public Health Sciences Track (Sec. 5315): Creates a new public health sciences track at selected schools of medicine, dentistry, nursing, public health, behavioral and mental health, physician assistance, and pharmacy to train health professionals in team-based service, public health, epidemiology, and emergency preparedness and response.	No funding has been allocated
Preventive Medicine and Public Health Training Grants (Sec. 10501). Expands the existing preventive medicine residency program at HRSA to support training to preventive medicine physicians at schools of public	FY2010: $15 million; FY2011: $20 million

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health, medicine, hospitals, and state, local, or tribal health departments. Also expands the Public Health Training Center program at HRSA to support continuing education in core competencies for current public health workers.	
Title VII Health Professions (Secs. 5301, 5303, 5307, 5401, 5402, 5403) Expands the Title VII programs that support training in primary care, dentistry, physician's assistants, and mental and behavioral health providers (Sections 5301 and 5303) and enhances the Title VII workforce diversity provisions, including Centers of Excellence (Section 5401), Area Health Education Centers (AHECs) (Section 5403), and loan repayment and scholarship initiatives (Section 5402), and improves a program to train providers in cultural competency, prevention, public health, and working with individuals with disabilities (Section 5307).	FY2010: $241 million ($200m from Prevention Fund); FY2011: $24 million from Prevention Fund
Title VIII Nursing Education Programs (Secs. 5202, 5208, 5308, 5309, 5310, 5311, 5404, 10501) Expands the Title VIII programs that support training and diversity in nursing, including student loan programs (Section 5202), grants and scholarships to undergraduate and graduate nursing education and retention (Sections 5308, 5309), loan repayment for nurse faculty (Section 5310, 5311), a new nurse-managed health clinic program (Section 5208), and a new demonstration program for family nurse practitioner training (Section 10501(e)), and grants to help minority individuals complete associate or advanced degrees in nursing (Section 5404).	FY2010: $244 million + $30m from PPHF for nursing education FY2011: $244 million
Public Health Research	
Community Preventive Services Task Force (Sec. 4003): Creates a taskforce to review the scientific evidence related to the effectiveness, appropriateness, and cost-effectiveness of community preventive interventions and recommendations.	FY2010: $5 million from Prevention Fund. FY2011: $7 million from Prevention Fund.
Insurance	
Exchanges (Sec. 1311-1313): Provides grants to states to begin planning for the establishment of American Health Benefit Exchanges and Small Business Health Options Program Exchanges, which facilitate the purchase of insurance by individuals and small employers. Enrollment in Exchanges begins January 1, 2014.	September 2010: HHS announced $49 million grants for states to help set up exchanges. November 2010: HHS issued guidance to the States seeking to establish an exchange. February 2011: HHS awarded "early innovator" grants to seven states.

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Young Adults on Parents' Health Plans (Sec. 1001): Requires health insurers to allow individuals through age 26 to remain on their parents' plan if no other insurance is available.	Took effect on insurance policies issued or renewed on or after September 23, 2010.
National High-Risk Pool (Sec. 1101): Creates a temporary insurance program with financial assistance for those uninsured because of pre-existing conditions. Appropriates up to $5 billion; program terminates when Exchanges are operational in 2014.	The federal government is operating Pre-Existing Condition Insurance Plan PCIP programs in 23 states and the District of Columbia, while the remaining states are running their own programs. May 2011: HHS announced that premiums PCIPs will decrease up to 40% and eligibility standards will be eased.
Prohibition Against Lifetime Benefit Caps (Sec. 1001): Prohibits insurers from establishing lifetime or unreasonable annual limits on coverage and prohibits employers from limiting eligibility for coverage based on wages or salary of full-time employees.	June 2010: HHS issued regulations on a number of consumer protection, including phasing out the use of annual dollar limits. Plans issued or renewed beginning September 23, 2010, can set annual limits no lower than $750,000. This minimum limit will be raised to $1.25 million beginning September 23, 2011, and to $2 million beginning on September 23, 2012. These limits apply to all employer plans and all new individual market plans. For plans issued or renewed beginning January 1, 2014, all annual dollar limits on coverage of essential health benefits will be prohibited.
Prohibition Against Rescissions (Sec. 1001): Prohibits insurers from rescinding coverage except in cases of fraud or misrepresentation.	Took effect on insurance policies issued or renewed on or after September 23, 2010.
Prohibition on Preexisting Condition Exclusions (Sec. 1201): Prohibits pre-existing condition exclusions and prohibits insurers from rescinding coverage except in cases of fraud.	For children under the age of 19, this protection took effect on insurance policies issued or renewed on or after September 23, 2010. For adults 19 and older, it will be phased in beginning on January 1, 2014.
Reinsurance for Early Retirees (Sec. 1102): Establishes temporary reinsurance program to provide employer-based plans reimbursement for 80% of the cost of covering claims between $15,000 and $90,000 for adults ages 55 to 64. Appropriates up to $5 billion for entire program.	More than 5,000 employer and union plans were approved by the end of December 2010. Applications were accepted through May 5, 2011. The program is slated to close by the end of 2013; however, the program may terminate early if the $5 billion assigned funds are spent sooner.
Tax Credit for Employers (Sec. 1421): Provides a sliding scale tax credit to small employers with fewer than 25 employees and average annual wages of less than $50,000 that contribute at least 50% of total premium cost for employees. Full credit is available to small businesses with 10 or fewer employees and average annual wages of less than $25,000.	The Internal Revenue Service (IRS) sent postcards to small businesses alerting them to the availability of the new tax credit. The IRS also created a fact sheet for small businesses to determine whether they are eligible for the tax credit and a draft form for claiming the tax credit. On December 2, 2010, the IRS released guidance on the tax credits and the form that small businesses can use to claim the credits.

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Medicare/Medicaid	
Medicaid Expansion (Sec. 2001): Creates state option to cover childless adults though Medicaid State Plan Amendment.	April 2010: CMS issued guidance on the new option. Connecticut, the District of Columbia, and Minnesota have received approval to provide this optional coverage.
Rebates for Medicare Part D Enrollees in "Donut Hole" (Sec. 3301): Provides a $250 rebate for all Medicare Part D enrollees who enter the "donut hole" in 2010.	June 2010: First rebate checks were sent to beneficiaries As of March 22, 2011, 3.8 million beneficiaries had received a $250 check to close the coverage gap, according to an HHS report.
Part D Benefit Coverage Increase (Sec. 3315): Increases initial coverage limit in the standard Part D benefit by $500 for 2010.	April 2010: CMS issued a State Medicaid Directors Letter explaining the new rules. August and September 2010: CMS issued letters to state Medicaid directors with additional guidance on the prescription drug rebates. January 2011: CMS issued another letter with additional changes.
Discounts to Medicare Part D Enrollees in the "Donut Hole" (Sec. 3308): Requires drug manufacturers to provide a 50% discount to Part D beneficiaries for brand-name drugs and biologics purchased during the coverage gap beginning 2011; discount increases to 75% by 2020.	Took effect January 2011.
Accountable Care Organizations (Sec. 3022): Allows providers organized as accountable care organizations (ACOs) that voluntarily meet quality thresholds to share in the cost savings they achieve for the Medicare program.	April 2011: HHS published a proposed rule in the Federal Register defining Accountable Care Organizations and set out requirements for governance, legal structure, transparency efforts and the incorporation of evidence-based medicine and quality efforts. HHS also released facts sheets for providers and consumers, as well as fact sheets on legal issues and quality scoring in ACOs. The Federal Trade Commission and Department of Justice issued a joint policy statement on antitrust issues related to ACOs.
The Federal Coordinated Health Care Office (Sec. 2602): Requires HHS to establish a Federal Coordinated Health Care Office (CHCO) within CMS by March 1, 2010 to improve coordination of care for dual eligibles (individuals on both Medicare and Medicaid).	December 2010: CMS issued a notice in the Federal Register announcing the establishment of the Federal Coordinated Health Care Office.
Center for Medicare and Medicaid Innovation (Sec. 3021): Creates a Center to research, develop, test, and expand innovative payment and delivery arrangements to improve the quality and reduce the cost of care provided patients in each program.	On November 17, 2010, CMS issued a notice announcing the establishment of the Center for Medicare and Medicaid Innovation in its organization.

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Quality	
National Improvement Strategy (Sec. 3011): Develops a national quality improvement strategy that includes priorities to improve the delivery of health care services, patient health outcomes, and population health. Initial report due to Congress January 1, 2011.	March 2011: HHS released a report to Congress outlining the priorities set by the National Quality Strategy.
Comparative Effectiveness Research (Sec. 6301): Establishes a "Patient-Centered Outcomes Research Institute (PCORI)" to assist patients, clinicians, purchasers, and policy makers in making informed health decisions by advancing the quality and relevance of clinical evidence through research and evidence synthesis.	September 2010: GAO announced the appointment of 19 members to the Board of Governors for the PCORI.
Commission on Key National Indicators (Sec. 5605): Establishes a "Commission on Key National Indicators" to develop and conduct comprehensive oversight of a "Key National Indicators" system. Authorizes $10 million for FY2010 and $7.5 million from FY2011-2018*.	December 2010: Congress appointed the 8 members to the Commission.

Resources

Patient Protection and Affordable Care Act	http://www.gpo.gov/fdsys/pkg/PLAW-111publ148/pdf/PLAW-111publ148.pdf
Kaiser Family Foundation	http://healthreform.kff.org/timeline.aspx
Trust for America's Health	http://healthyamericans.org/health-reform/
U.S. Department of Health and Human Services	http://www.healthcare.gov/index.html

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