

United States Senate  
WASHINGTON, DC 20510

November 18, 2021

**VIA ELECTRONIC TRANSMISSION**

Phillip Swagel, PhD.  
Director  
Congressional Budget Office  
441 D Street SW  
Washington, DC 20515

Dear Dr. Swagel:

Thank you for your work to produce budgetary and economic analysis of the proposed legislation, the Build Back Better Act.

While the final text of the bill is not available at the time of this letter, we write today to ask for additional economic analysis of the legislation, specifically a section of the Energy & Commerce title which changes Medicaid Disproportionate Share Hospital (DSH) payment allotments as well as funding for Uncompensated Care Pools. This legislation would significantly affect states' safety net programs and it is essential that each member of Congress have complete and full understanding of such a provision. In order to provide accurate information to our constituents who would be impacted by these punitive measures, we request your answers to the following questions:

- 1) What is the impact of this legislation on state budgets?
- 2) How would the DSH and Uncompensated Care Pool penalties impact coverage in the affected states?
- 3) What is the impact of this legislation to access to care, including closures, at safety net hospitals, children's hospitals, and rural hospitals?
- 4) Does CBO believe that some individuals will have to go without care because of these DSH and Uncompensated Care Pool penalties?

Sincerely,



---

Marsha Blackburn  
U.S. Senator



---

Marco Rubio  
U.S. Senator



---

Bill Hagerty  
U.S. Senator



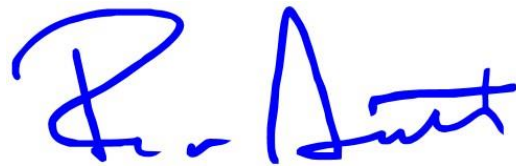
---

Ted Cruz  
U.S. Senator



---

John Cornyn  
U.S. Senator



---

Rick Scott  
U.S. Senator