

**MOTION TO RECOMMIT H.R. 3961, WITH  
INSTRUCTIONS  
OFFERED BY M\_\_ . \_\_\_\_\_**

M\_\_ . \_\_\_\_\_ moves to recommit the bill, H.R. 3961, to the Committee on Energy and Commerce with instructions to report the same back to the House forthwith with the following amendment:

Add at the end of the bill the following:

**1 SEC. 3. FINDINGS.**

2 Congress finds that the Secretary of Health and  
3 Human Services has the authority to increase payments  
4 for services under section 1848 of the Social Security Act  
5 (related to payments for physician services) in an amount  
6 not to exceed \$22,300,000,000.

**7 SEC. 4. LIMITATIONS.**

8 (a) IN GENERAL.—In executing the amendments  
9 made by section 2(b) of this Act the Secretary of Health  
10 and Human Services shall implement an adjustment in  
11 payments under section 1848 of the Social Security Act  
12 under such amendments for 2011 or any subsequent year  
13 only to the extent that the Secretary determines that the  
14 cost of such adjustment when added to the cost of the

1 amendment made by section 2(a) does not exceed  
2 \$22,300,000,000. Such cost determinations shall be cal-  
3 culated based on the difference between net expenditures  
4 resulting from the provisions of this Act and anticipated  
5 net expenditures for each year under the law as in effect  
6 before the date of the enactment of this Act.

7 (b) CONTINGENCY.—If the Secretary is prevented  
8 from implementing an adjustment described in subsection  
9 (a) as a result of such subsection, the Secretary shall im-  
10 plement section 1848 of the Social Security Act as such  
11 section was in effect before the date of the enactment of  
12 this Act.

