



(Original Signature of Member)

119TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To amend title XVIII of the Social Security Act to prohibit payments for graduate medical education costs attributable to individuals who are not citizens or nationals of the United States under the Medicare program.

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Mr. STEUBE introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend title XVIII of the Social Security Act to prohibit payments for graduate medical education costs attributable to individuals who are not citizens or nationals of the United States under the Medicare program.

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 “Our Doctors First Act  
5 of 2026”.

1 **SEC. 2. PROHIBITING FEDERALLY-FUNDED GRADUATE**  
2 **MEDICAL EDUCATION FOR NON-CITIZENS**  
3 **UNDER MEDICARE.**

4 (a) HOSPITAL PAYMENTS FOR DIRECT GRADUATE  
5 MEDICAL EDUCATION COSTS.—Section 1886(h) of the  
6 Social Security Act (42 U.S.C. 1395ww(h)) is amended—

7 (1) in paragraph (1), by inserting “, subject to  
8 paragraph (11)” after “of this subsection”;

9 (2) in paragraph (4), by adding at the end the  
10 following new subparagraph:

11 “(L) NON-CITIZEN RESIDENTS.—Such  
12 rules shall provide that, effective for cost re-  
13 porting periods beginning on or after the date  
14 that is 1 year after the date of the enactment  
15 of this subparagraph, an individual shall not be  
16 counted as a resident unless such individual is  
17 a citizen or national of the United States.”; and

18 (3) by adding at the end the following new  
19 paragraph:

20 “(11) SANCTIONS FOR COUNTING NON-CITIZEN  
21 RESIDENTS.—

22 “(A) IN GENERAL.—Effective for cost re-  
23 porting periods beginning on or after the date  
24 that is 1 year after the date of the enactment  
25 of this paragraph, a hospital that submits a  
26 cost report counting 1 or more individuals who

1 such hospital knows or should know are not  
2 citizens or nationals of the United States as in-  
3 terns or residents for purposes of payment  
4 under this subsection in violation of paragraph  
5 (4)(L) or payment under paragraphs (5)(B)  
6 and (11) of subsection (d) in violation of sub-  
7 section (d)(5)(B)(xiv) shall be subject to the fol-  
8 lowing sanctions:

9 “(i) In the case of the first cost re-  
10 porting period for which such hospital sub-  
11 mits such a cost report, a civil monetary  
12 penalty equal to 25 percent of the payment  
13 amount that would be attributable to the  
14 individuals so counted pursuant to such  
15 cost report if such individuals were per-  
16 mitted to be so counted under this sub-  
17 section and subsection (d)(5)(B).

18 “(ii) In the case of the second cost re-  
19 porting period for which such hospital sub-  
20 mits such a cost report, a civil monetary  
21 penalty equal to \$1,000,000.

22 “(iii) In the case of the third cost re-  
23 porting period for which such hospital sub-  
24 mits such a cost report, such hospital shall  
25 be excluded from receiving payments under

1 this subsection and paragraphs (5)(B) and  
2 (11) of subsection (d) for a period of 5  
3 years.

4 “(iv) In the case of each subsequent  
5 cost reporting period for which such hos-  
6 pital submits such a cost report, such hos-  
7 pital shall be excluded from receiving pay-  
8 ments under this subsection and para-  
9 graphs (5)(B) and (11) of subsection (d)  
10 for a period of 10 years.

11 “(B) PROCEDURES.—

12 “(i) CIVIL MONETARY PENALTIES.—  
13 The provisions of section 1128A (other  
14 than subsection (a) and (b) of such sec-  
15 tion) shall apply to civil monetary penalties  
16 under this paragraph in the same manner  
17 as such provisions apply to a penalty or  
18 proceeding under subsection (a) of such  
19 section.

20 “(ii) EXCLUSION FROM PAYMENTS.—  
21 The provisions of subsections (c)(1) and (f)  
22 of section 1128 shall apply to an exclusion  
23 from receiving payments under this para-  
24 graph in the same manner as such provi-

1                   sions apply to exclusions from participation  
2                   under such section.”.

3           (b) HOSPITAL PAYMENTS FOR INDIRECT COSTS OF  
4 MEDICAL EDUCATION.—Section 1886(d) of the Social Se-  
5 curity Act (42 U.S.C. 1395ww(d))—

6           (1) in paragraph (5)(B)—

7                   (A) by striking “The Secretary” and in-  
8                   serting “Subject to subsection (h)(11), the Sec-  
9                   retary”; and

10                   (B) by adding at the end the following new  
11                   clause:

12                   “(xiv) For discharges occurring on or after the  
13                   first July 1 occurring on or after the date that is 1  
14                   year after the date of the enactment of this clause,  
15                   an individual shall not be counted as an intern or a  
16                   resident under this subparagraph unless such indi-  
17                   vidual is a citizen or national of the United States.”;  
18                   and

19                   (2) in paragraph (11)(A), by inserting “subject  
20                   to subsection (h)(11),” before “the Secretary”.

21           (c) NONHOSPITAL PROVIDER PAYMENTS FOR DI-  
22 RECT COSTS OF MEDICAL EDUCATION.—Section 1886(k)  
23 of the Social Security Act (42 U.S.C. 1395ww(k)) is  
24 amended by adding at the end the following new para-  
25 graph:

1           “(3) NON-CITIZEN RESIDENTS.—

2                   “(A) IN GENERAL.—Effective for cost re-  
3           reporting periods beginning on or after the date  
4           that is 1 year after the date of the enactment  
5           of this paragraph, payment may not be made  
6           under this subsection for direct costs of medical  
7           education incurred with respect to residents  
8           who are not citizens or nationals of the United  
9           States.

10           “(B) PENALTIES.—

11                   “(i) IN GENERAL.—Effective for cost  
12           reporting periods beginning on or after the  
13           date that is 1 year after the date of the en-  
14           actment of this paragraph, a qualified non-  
15           hospital provider that submits a cost re-  
16           port requesting payment under this sub-  
17           section for direct costs of medical edu-  
18           cation incurred with respect to 1 or more  
19           residents who such qualified nonhospital  
20           provider knows or should know are not  
21           citizens or nationals of the United States  
22           in violation of subparagraph (A) shall be  
23           subject to the following sanctions:

24                   “(I) In the case of the first cost  
25           reporting period for which such quali-

1           fied nonhospital provider submits such  
2           a cost report, a civil monetary penalty  
3           equal to 25 percent of the payment  
4           amount requested pursuant to such  
5           cost report for direct costs of medical  
6           education incurred with respect to  
7           such residents.

8                   “(II) In the case of the second  
9                   cost reporting period for which such  
10                  qualified nonhospital provider submits  
11                  such a cost report, a civil monetary  
12                  penalty equal to \$1,000,000.

13                   “(III) In the case of the third  
14                   cost reporting period for which such  
15                   qualified nonhospital provider submits  
16                   such a cost report, such qualified non-  
17                   hospital provider shall be excluded  
18                   from receiving payments under this  
19                   subsection for a period of 5 years.

20                   “(IV) In the case of each subse-  
21                   quent cost reporting period for which  
22                   such qualified nonhospital provider  
23                   submits such a cost report, such  
24                   qualified nonhospital provider shall be  
25                   excluded from receiving payments

1 under this subsection for a period of  
2 10 years.

3 “(ii) PROCEDURES.—

4 “(I) CIVIL MONETARY PEN-  
5 ALTIES.—The provisions of section  
6 1128A (other than subsection (a) and  
7 (b) of such section) shall apply to civil  
8 monetary penalties under this sub-  
9 paragraph in the same manner as  
10 such provisions apply to a penalty or  
11 proceeding under subsection (a) of  
12 such section.

13 “(II) EXCLUSION FROM PAY-  
14 MENTS.—The provisions of sub-  
15 sections (c)(1) and (f) of section 1128  
16 shall apply to an exclusion from re-  
17 ceiving payments under this subpara-  
18 graph in the same manner as such  
19 provisions apply to exclusions from  
20 participation under such section.”.



(Original Signature of Member)

119TH CONGRESS  
2D SESSION

# H. R. \_\_\_\_\_

To amend title XVIII of the Social Security Act to require hospitals receiving payment for direct graduate medical education costs under the Medicare program to report information with respect to the citizenship status of residents in an approved medical residency training program.

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## IN THE HOUSE OF REPRESENTATIVES

Mr. STEUBE introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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# A BILL

To amend title XVIII of the Social Security Act to require hospitals receiving payment for direct graduate medical education costs under the Medicare program to report information with respect to the citizenship status of residents in an approved medical residency training program.

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 “GME Transparency  
5 Act of 2026”.

1 **SEC. 2. REQUIRING HOSPITALS RECEIVING PAYMENT FOR**  
2 **DIRECT GRADUATE MEDICAL EDUCATION**  
3 **COSTS UNDER MEDICARE TO REPORT ON**  
4 **CITIZENSHIP STATUS OF RESIDENTS.**

5 (a) IN GENERAL.—Section 1886(h) of the Social Se-  
6 curity Act (42 U.S.C. 1395ww(h)) is amended—

7 (1) in paragraph (5)(A), by adding at the end  
8 the following new sentence: “Such term does not in-  
9 clude any residency or other postgraduate medical  
10 training program of a hospital that does not submit  
11 to the Secretary the information required under  
12 paragraph (11)(A) in accordance with such para-  
13 graph.”; and

14 (2) by adding at the end the following new  
15 paragraph:

16 “(11) REQUIREMENT TO SUBMIT CERTAIN CITI-  
17 ZENSHIP INFORMATION WITH RESPECT TO RESI-  
18 DENTS; CMS REPORT.—

19 “(A) IN GENERAL.—Not later than 180  
20 days after the end of each fiscal year (beginning  
21 with the first fiscal year that begins after the  
22 date of the enactment of this paragraph), a  
23 hospital receiving payment under this sub-  
24 section for direct graduate medical education  
25 costs shall submit to the Secretary such  
26 deidentified information with respect to resi-

1           dents enrolled in an approved medical residency  
2           training program of the hospital as the Sec-  
3           retary determines necessary for purposes of the  
4           report required under subparagraph (B).

5           “(B) REPORT TO CONGRESS.—Not later  
6           than 270 days after the end of each fiscal year  
7           (beginning with the first fiscal year that begins  
8           after the date of the enactment of this para-  
9           graph), the Secretary shall submit to Congress  
10          a report that includes, with respect to all ap-  
11          proved medical residency training programs for  
12          which information was received pursuant to  
13          subparagraph (A) for such fiscal year, informa-  
14          tion regarding the number (and percentage) of  
15          residents enrolled in all such programs  
16          (disaggregated by State) who are—

17                   “(i) citizens of the United States;

18                   “(ii) lawfully admitted for permanent  
19                   residence in the United States;

20                   “(iii) aliens with status under section  
21                   101(a)(15)(J)(i) of the Immigration and  
22                   Nationality Act;

23                   “(iv) aliens with nonimmigrant status  
24                   under section 101(a)(15)(H)(i)(b) of the  
25                   Immigration and Nationality Act; or

1                   “(v) otherwise lawfully present in the  
2                   United States.

3                   “(C) STANDARDIZED REPORTING FORM.—  
4                   The Secretary shall make available to each sub-  
5                   section (d) hospital with a residency or other  
6                   postgraduate medical training program de-  
7                   scribed in the first sentence of paragraph  
8                   (5)(A) a standardized form for purposes of re-  
9                   porting the information required under sub-  
10                  paragraph (A).”.