

104TH CONGRESS  
2D SESSION

# H. R. 3942

To amend title XVIII of the Social Security Act to permit the geographic reclassification of hospitals for purposes of disproportionate share hospital payment adjustments under the Medicare program.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 1, 1996

Mr. NEY (for himself, Mr. HOSTETTLER, Mr. SPRATT, Mr. CREMEANS, Mr. CLYBURN, Mr. GILLMOR, Mr. MCHUGH, Mr. INGLIS of South Carolina, and Mr. WICKER) introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To amend title XVIII of the Social Security Act to permit the geographic reclassification of hospitals for purposes of disproportionate share hospital payment adjustments 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,*

1 **SECTION 1. MEDICARE HOSPITAL GEOGRAPHIC RECLASSI-**  
2 **FICATION PERMITTED FOR PURPOSES OF**  
3 **DISPROPORTIONATE SHARE PAYMENT AD-**  
4 **JUSTMENTS.**

5 (a) **IN GENERAL.**—Section 1886(d)(10)(C)(i) of the  
6 Social Security Act (42 U.S.C. 1395ww(d)(10)(C)(i)) is  
7 amended—

8 (1) by striking “or” at the end of subclause (I);

9 (2) by striking the period at the end of sub-  
10 clause (II) and inserting “, or”;

11 (3) by inserting after subclause (II) the follow-  
12 ing:

13 “(III) eligibility for and amount of additional  
14 payment amounts under paragraph (5)(F).”; and

15 (4) by adding at the end the following:

16 “Any application approved for purposes of subclause (I)  
17 for a fiscal year is deemed to be approved for purposes  
18 of subclause (III) for that fiscal year.”.

19 (b) **EFFECTIVE DATE.**—

20 (1) **IN GENERAL.**—The amendments made by  
21 subsection (a) shall apply to discharges occurring on  
22 or after October 1, 1996.

23 (2) **TREATMENT.**—The amendment made by  
24 subsection (a)(4) shall apply regardless of when an  
25 approval of reclassification for purposes of section

1 1886(d)(10)(C)(i)(I) of the Social Security Act oc-  
2 curs.

3 (c) TRANSITION FOR FISCAL YEAR 1997.—

4 (1) IN GENERAL.—A hospital that seeks reclas-  
5 sification under section 1886(d)(10)(C)(i)(III) of the  
6 Social Security Act for fiscal year 1997 shall be per-  
7 mitted to submit an application for such reclassifica-  
8 tion by not later than 60 days after the date of the  
9 enactment of this Act.

10 (2) RECONSIDERATION OF CURRENT APPLICA-  
11 TIONS.—In the case of an application of a hospital  
12 for reclassification under section  
13 1886(d)(10)(C)(i)(I) of such Act that was submitted  
14 before the date of the enactment of this Act and  
15 that is pending or was denied as of such date, the  
16 application shall be treated as an application de-  
17 scribed in paragraph (1) if the hospital submits a  
18 written request for treatment under this paragraph  
19 to the Medicare Geographic Classification Review  
20 Board not later than 60 days after the date of the  
21 enactment of this Act.

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