

105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3835

To amend title XVIII of the Social Security Act to repeal the financial limitation on rehabilitation services under part B of the Medicare Program.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 12, 1998

Mr. ENSIGN (for himself, Mr. CARDIN, Mr. FOX of Pennsylvania, Mr. CHRISTENSEN, Mr. COOK, Mr. ENGLISH of Pennsylvania, Mr. RAHALL, Mrs. CHENOWETH, Mr. GIBBONS, Mr. NUSSLE, and Mr. DEUTSCH) introduced the following bill; which was referred to the Committee on Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend title XVIII of the Social Security Act to repeal the financial limitation on rehabilitation services under part B of 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 “Reinstatement of the  
5 Medicare Rehabilitation Benefit Act of 1998”.

1 **SEC. 2. REPEAL OF FINANCIAL LIMITATION ON REHABILI-**  
2 **TATION SERVICES.**

3 (a) REPEAL.—

4 (1) IN GENERAL.—Section 1833 of the Social  
5 Security Act (42 U.S.C. 1395l) is amended by strik-  
6 ing subsection (g).

7 (2) EFFECTIVE DATE.—The amendment made  
8 by paragraph (1) shall apply to services furnished on  
9 or after January 1, 1999.

10 (b) OFFSETTING PORTION OF ADDITIONAL EXPEND-  
11 ITURES THROUGH PAYMENT REFORM.—

12 (1) IN GENERAL.—Notwithstanding any other  
13 provision of law, for outpatient physical therapy  
14 services, outpatient occupational therapy services,  
15 and outpatient speech-language pathology services  
16 covered under title XVIII of the Social Security Act  
17 and furnished on or after January 1, 2000, the Sec-  
18 retary of Health and Human Services shall imple-  
19 ment a new payment methodology based on the clas-  
20 sification of individuals by diagnostic category, func-  
21 tional status, and prior use of services in both inpa-  
22 tient and outpatient settings.

23 (2) BUDGET NEUTRALITY IN IMPLEMENTA-  
24 TION.—Such payment methodology shall be designed  
25 so that the methodology, taking into account the in-  
26 creased expenditures resulting from the amendment

1        made by subsection (a), does not result in any in-  
2        crease or decrease in the expenditures under title  
3        XVIII of the Social Security Act on a fiscal year  
4        basis.

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