

107TH CONGRESS
1ST SESSION

H. R. 1328

To amend title XVIII of the Social Security Act to provide enhanced reimbursement for mammography services under the Medicare Program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 30, 2001

Mr. HOBSON (for himself, Mrs. CAPITO, Mrs. JONES of Ohio, and Mr. TANNER) introduced the following bill; which was referred to the Committee on Energy and 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

A BILL

To amend title XVIII of the Social Security Act to provide enhanced reimbursement for mammography services under the Medicare Program, and for other purposes.

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 “Medicare Mammogram
5 Access Protection Act of 2001”.

1 **SEC. 2. ENHANCED REIMBURSEMENT UNDER THE MEDI-**
2 **CARE PROGRAM FOR SCREENING**
3 **MAMMOGRAPHIES FURNISHED IN 2002.**

4 (a) ONE-YEAR DELAY OF INCLUSION OF PAYMENT
5 FOR SCREENING MAMMOGRAPHY IN PHYSICIAN FEE
6 SCHEDULE.—Section 104(c) of BIPA (114 Stat. 2763A–
7 470) is amended by striking “January 1, 2002” and in-
8 serting “January 1, 2003”.

9 (b) CHANGE IN PAYMENT AMOUNT.—Section
10 1834(c)(3)(A) of the Social Security Act (42 U.S.C.
11 1395m(c)(3)(A)) is amended—

12 (1) in the heading, by striking “\$55, IN-
13 DEXED.—” and inserting “IN GENERAL.—”;

14 (2) in clause (i), by striking “and” at the end;

15 (3) in clause (ii)—

16 (A) by striking “a subsequent year” and
17 inserting “1992 through 2001,”; and

18 (B) by striking “that subsequent year.”
19 and inserting “that year, and”; and

20 (4) by adding at the end the following new
21 clause:

22 “(iii) for screening mammography
23 performed in 2002, is \$90.”.

24 (c) EFFECTIVE DATES.—

25 (1) BIPA AMENDMENT.—The amendment
26 made by subsection (a) shall take effect as if in-

1 cluded in the enactment of section 104 of BIPA
2 (114 Stat. 2763A–469).

3 (2) MAMMOGRAPHY IN 2002.—The amendments
4 made by subsection (b) shall apply with respect to
5 screening mammographies furnished during 2002.

6 (d) CONSTRUCTION.—Nothing in this section shall be
7 construed as affecting the provisions of section 104(d) of
8 BIPA (114 Stat. 2763–470) (relating to payment for new
9 technologies).

10 (e) REFERENCES TO BIPA.—In this section, the
11 term “BIPA” means the Medicare, Medicaid, and SCHIP
12 Benefits Improvement and Protection Act of 2000 (Ap-
13 pendix F, 114 Stat. 2763A–463), as enacted into law by
14 section 1(a)(6) of Public Law 106–554.

15 **SEC. 3. MEDPAC STUDY AND REPORT ON MEDICARE REIM-**
16 **BURSEMENT FOR SCREENING SERVICES.**

17 (a) STUDY.—The Medicare Payment Advisory Com-
18 mission shall conduct a study of the relative value units
19 established by the Secretary of Health and Human Serv-
20 ices under the medicare physician fee schedule under sec-
21 tion 1848 of the Social Security Act (42 U.S.C. 1395w–
22 4) for screening services that are reimbursed under such
23 fee schedule.

24 (b) REPORT.—Not later than March 1, 2002, the
25 Commission shall submit to Congress a report on the

1 study conducted under subsection (a), together with such
2 recommendations regarding the appropriateness of adjust-
3 ing the relative value units for screening services that are
4 reimbursed under the physician fee schedule as the Comp-
5 troller General determines appropriate.

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