

109TH CONGRESS
2^D SESSION

H. R. 5935

To amend title XVIII of the Social Security Act to provide for an adjustment to the reduction of Medicare resident positions based on settled cost reports.

IN THE HOUSE OF REPRESENTATIVES

JULY 27, 2006

Mr. GREEN of Wisconsin introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend title XVIII of the Social Security Act to provide for an adjustment to the reduction of Medicare resident positions based on settled cost reports.

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 Residency
5 Program Fairness Act of 2006”.

6 **SEC. 2. ADJUSTMENT TO THE REDUCTION OF MEDICARE**
7 **RESIDENT POSITIONS BASED ON SETTLED**
8 **COST REPORTS.**

9 (a) IN GENERAL.—Section 1886(h)(7) of the Social
10 Security Act (42 U.S.C. 1395ww(h)(7)) is amended—

1 (1) by redesignating subparagraph (D) as sub-
2 paragraph (E); and

3 (2) by adding at the end the following new sub-
4 paragraph:

5 “(D) ADJUSTMENT BASED ON SETTLED
6 COST REPORT FOR RURAL AND SMALL URBAN
7 HOSPITALS.—In the case of a hospital located
8 in a rural area (as defined in subsection
9 (d)(2)(D)) or in an urban area that is not a
10 large urban area (as so defined) for which—

11 “(i) the otherwise applicable resident
12 limit was reduced under subparagraph
13 (A)(i)(I); and

14 “(ii) such reduction was based on a
15 reference resident level that was deter-
16 mined using a cost report that was subse-
17 quently settled, whether as a result of an
18 appeal or otherwise, and the reference resi-
19 dent level under such settled cost report is
20 higher than the level used for the reduction
21 under subparagraph (A)(i)(I);

22 the Secretary shall apply subparagraph
23 (A)(i)(I) using the higher resident reference
24 level and make any necessary adjustments to
25 the reduction described in clause (i). Any such

1 necessary adjustments shall be effective for por-
2 tions of cost reporting periods occurring on or
3 after July 1, 2005.”.

4 (b) EFFECTIVE DATE.—The amendments made by
5 this section shall take effect as if included in the enact-
6 ment of section 422 of the Medicare Prescription Drug,
7 Improvement, and Modernization Act of 2003 (Public Law
8 108–173).

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