

110TH CONGRESS
2D SESSION

H. R. 7139

To amend titles XVIII and XIX of the Social Security Act with respect to the qualification of the director of food services of a Medicare skilled nursing facility or a Medicaid nursing facility.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 2008

Mr. DAVID DAVIS of Tennessee (for himself, Mr. LATHAM, and Mr. JOHNSON of Illinois) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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 titles XVIII and XIX of the Social Security Act with respect to the qualification of the director of food services of a Medicare skilled nursing facility or a Medicaid nursing facility.

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. QUALIFICATION OF DIRECTOR OF FOOD SERV-**
2 **ICES OF A MEDICARE SKILLED NURSING FA-**
3 **CILITY OR A MEDICAID NURSING FACILITY.**

4 (a) **IN GENERAL.**—Sections 1819(b)(4)(A) and
5 1919(b)(4)(A) of the Social Security Act (42 U.S.C.
6 1395i–3(b)(4)(A), 1396r(b)(4)(A)) are each amended by
7 adding at the end the following: “With respect to meeting
8 the staffing requirement imposed by the Secretary to carry
9 out clause (iv), the full-time director of food services of
10 the facility, if not a qualified dietitian (as defined in sec-
11 tion 483.35(a)(2) of title 42, Code of Federal Regulations,
12 as in effect as of the date of the enactment of this section),
13 shall be a Certified Dietary Manager meeting the require-
14 ments of the Certifying Board for Dietary Managers or
15 have equivalent military or academic qualifications (as
16 specified by the Secretary).”.

17 (b) **EFFECTIVE DATE.**—The amendments made by
18 subsection (a) shall take effect on the date that is 180
19 days after the date of enactment of this Act.

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