

111TH CONGRESS
1ST SESSION

S. 421

To impose a temporary moratorium on the phase out of the Medicare hospice budget neutrality adjustment factor.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 12, 2009

Mr. SPECTER introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To impose a temporary moratorium on the phase out of the Medicare hospice budget neutrality adjustment factor.

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 “Hospice Protection
5 Act”.

6 **SEC. 2. TEMPORARY MORATORIUM ON PHASE OUT OF THE**
7 **MEDICARE HOSPICE BUDGET NEUTRALITY**
8 **ADJUSTMENT FACTOR.**

9 Notwithstanding any other provision of law, including
10 provisions contained in the final rule published on August

1 8, 2008, on pages 46464 to 46522 of volume 73 of the
2 Federal Register (relating to part 418 of title 42, code
3 of Federal Regulations), during the period that begins on
4 the date of enactment of this section and ends on Decem-
5 ber 31, 2009, the Secretary of Health and Human Serv-
6 ices shall recompute and apply the final Medicare hospice
7 wage index for fiscal year 2009 as if the Budget Neu-
8 trality Adjustment Factor had remained in place with no
9 reduction.

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