

113TH CONGRESS
1ST SESSION

S. 1555

To amend titles XVIII and XIX of the Social Security Act to provide for a delay in the implementation schedule of the reductions in disproportionate share hospital payments, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 26, 2013

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

A BILL

To amend titles XVIII and XIX of the Social Security Act to provide for a delay in the implementation schedule of the reductions in disproportionate share hospital payments, 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 The Act may be cited as the “DSH Reduction Relief
5 Act of 2013”.

1 **SEC. 2. DELAY IN IMPLEMENTATION OF REVISED MEDI-**
2 **CARE DISPROPORTIONATE SHARE HOSPITAL**
3 **PAYMENT METHODOLOGY.**

4 (a) TWO-YEAR DELAY.—Section 1886(r) of the So-
5 cial Security Act (42 U.S.C. 1395ww(r)) is amended—

6 (1) in paragraph (1), by striking “For fiscal
7 year 2014” and inserting “For fiscal year 2016”;
8 and

9 (2) in paragraph (2)—

10 (A) in the matter preceding subparagraph
11 (A), by striking “for fiscal year 2014” and in-
12 sserting “for fiscal year 2016”;

13 (B) in subparagraph (B)(i)—

14 (i) in the heading of clause (i), by
15 striking “2014, 2015, 2016, AND 2017” and
16 inserting “2016, 2017, 2018, AND 2019”;

17 (ii) in the matter preceding subclause
18 (I), by striking “For each of fiscal years
19 2014, 2015, 2016, and 2017” and insert-
20 ing “For each of fiscal years 2016, 2017,
21 2018, and 2019”; and

22 (iii) in the matter following subclause
23 (II)—

24 (I) by striking “fiscal year 2014”
25 and inserting “fiscal year 2016”; and

1 (II) by striking “fiscal years
 2 2015, 2016, and 2017” and inserting
 3 “fiscal years 2017, 2018, and 2019”;
 4 and

5 (C) in subparagraph (B)(ii)—

6 (i) in the heading of clause (ii), by
 7 striking “2018” and inserting “2020”;

8 (ii) in the matter preceding subclause
 9 (I), by striking “For fiscal year 2018” and
 10 inserting “For fiscal year 2020”; and

11 (iii) in the matter following subclause
 12 (II), by striking “fiscal years 2018 and
 13 2019” and inserting “fiscal years 2020
 14 and 2021”.

15 (b) EFFECTIVE DATE.—The amendments made by
 16 subsection (a) shall take effect as if included in the enact-
 17 ment of section 3133 of the Patient Protection and Af-
 18 fordable Care Act (Public Law 111–148), as amended by
 19 section 10316 of such Act, and as further amended by
 20 section 1104 of the Health Care and Education Reconcili-
 21 ation Act of 2010 (Public Law 111–152).

22 **SEC. 3. MODIFICATION OF REDUCTION SCHEDULE FOR**
 23 **MEDICAID DSH ALLOTMENTS TO STATES.**

24 (a) ELIMINATION OF REDUCTIONS FOR FISCAL
 25 YEARS 2014 AND 2015.—Section 1923(f)(7)(A) of the So-

1 cial Security Act (42 U.S.C. 1396r-4(f)(7)(A)) is amend-
2 ed—

3 (1) in clause (i) in the matter preceding sub-
4 clause (I), by striking “fiscal years 2014” and in-
5 serting “fiscal years 2016” ; and

6 (2) in clause (ii), by striking subclauses (I) and
7 (II) and redesignating subclauses (III) through
8 (VII) as subclauses (I) through (V), respectively.

9 (b) EFFECTIVE DATE.—The amendments made by
10 subsection (a) shall take effect as if included in the enact-
11 ment of section 1203 of the Health Care and Education
12 Reconciliation Act of 2010 (Public Law 111-152).

13 **SEC. 4. REBASING OF MEDICAID DISPROPORTIONATE**
14 **SHARE HOSPITAL ALLOTMENTS.**

15 Section 1923(f)(8) of the Social Security Act (42
16 U.S.C. 1396r-4(f)(8)) is amended—

17 (1) by redesignating subparagraph (C) as sub-
18 paragraph (D);

19 (2) by inserting after subparagraph (B) the fol-
20 lowing new subparagraph:

21 “(C) FISCAL YEAR 2023.—Only with re-
22 spect to fiscal year 2023, the DSH allotment
23 for a State, in lieu of the amount determined
24 under paragraph (3) for the State for that year,
25 shall be equal to the DSH allotment for the

1 State for fiscal year 2022, as determined under
2 subparagraph (B), increased, subject to sub-
3 paragraphs (B) and (C) of paragraph (3), and
4 paragraph (5), by the percentage change in the
5 consumer price index for all urban consumers
6 (all items; U.S. city average), for fiscal year
7 2022.”; and
8 (3) in subparagraph (D) (as redesignated by
9 paragraph (1) of this section), by striking “fiscal
10 year 2022” and inserting “fiscal year 2023.

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