H. R. 5614

To amend title XVIII of the Social Security Act to provide for a change in Medicare classification for certain hospitals.

IN THE HOUSE OF REPRESENTATIVES

JULY 1, 2016

Mr. CROWLEY 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 a change in Medicare classification for certain hospitals.

Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. CHANGE IN MEDICARE CLASSIFICATION FOR CERTAIN HOSPITALS.

(a) In General.—Subsection (d)(1)(B) of section 1886 of the Social Security Act (42 U.S.C. 1395ww) is amended—

(1) in clause (iv)—

(A) in subclause (I)—
(i) by striking “(iv)(I)” and inserting “(iv)”; and
(ii) by striking “or” at the end; and
(B) in subclause (II)—
(i) by striking “, or” at the end and inserting a semicolon; and
(ii) by redesignating such subclause as clause (vi) and by moving it to immediately follow clause (v); and
(iii) in clause (v), by striking the semicolon at the end and inserting “, or”.
(b) CONFORMING PAYMENT REFERENCES.—The second sentence of subsection (d)(1)(B) of such section is amended—
(1) by inserting “(as in effect as of such date)” after “clause (iv)”; and
(2) by inserting “(or, in the case of a hospital described in clause (iv)(II), as so in effect, shall be classified under clause (vi) on and after the effective date of such clause (vi) and for cost-reporting periods beginning on or after January 1, 2015, shall not be subject to subsection (m) as of the date of such classification)” after “so classified”.
(c) APPLICATION.—
(1) IN GENERAL.—For cost-reporting periods beginning on or after January 1, 2015, in the case of an applicable hospital (as defined in paragraph (3)), the following shall apply:

(A) Payment for inpatient operating costs shall be made on the TEFRA basis in the manner provided in section 412.526(c) of title 42, Code of Federal Regulations (as in effect on January 1, 2015).

(B) Payment for capital costs shall be made in the manner provided by section 412.526(c)(4) of title 42, Code of Federal Regulations (as in effect on such date).

(C) Claims for payment for Medicare beneficiaries who are discharged on or after January 1, 2015, shall be processed as claims which are paid on a TEFRA payment basis as described in section 412.526(c) of title 42, Code of Federal Regulations (as in effect on such date).

(2) ASSIGNMENT OF NEW PROVIDER NUMBER.—The Secretary of Health and Human Services shall assign a new provider number for an applicable hospital (as defined in paragraph (3)), effective for its first cost-reporting period beginning on or after the date of enactment of this Act.
(3) APPLICABLE HOSPITAL DEFINED.—In this subsection, the term “applicable hospital” means a hospital that is classified under clause (iv)(II) of section 1886(d)(1)(B) of the Social Security Act (42 U.S.C. 1395ww(d)(1)(B)) on the day before the date of the enactment of this Act and which is classified under clause (vi) of such section, as added by subsection (a), on or after such date of enactment.


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