

116TH CONGRESS
1ST SESSION

H. R. 813

To amend title XVIII of the Social Security Act to provide for temporary stabilization of Medicare Advantage payments following Hurricane Maria.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 28, 2019

Miss GONZÁLEZ-COLÓN of Puerto Rico (for herself, Mr. SERRANO, Mr. FITZPATRICK, Mr. SOTO, Ms. VELÁZQUEZ, Mrs. RADEWAGEN, and Mr. KING of New York) 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 title XVIII of the Social Security Act to provide for temporary stabilization of Medicare Advantage payments following Hurricane Maria.

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 “Puerto Rico Integrity
5 in Medicare Advantage Act”.

1 **SEC. 2. TEMPORARY STABILIZATION OF MEDICARE ADVAN-**
2 **TAGE PAYMENTS FOLLOWING HURRICANE**
3 **MARIA.**

4 (a) IN GENERAL.—Section 1853(n) of the Social Se-
5 curity Act (42 U.S.C. 1395w–23(n)) is amended—

6 (1) in paragraph (1)(B), by striking “subse-
7 quent year” and inserting “subsequent year, subject
8 to paragraph (6),”; and

9 (2) by adding at the end the following new
10 paragraph:

11 “(6) AVERAGE GEOGRAPHIC ADJUSTMENT
12 FLOOR.—For each of 2020, 2021, and 2022, when
13 calculating the adjusted average per capita cost
14 under section 1876(a)(4) for the purposes of estab-
15 lishing the base payment amount specified in para-
16 graph (2)(E), the average geographic adjustment
17 shall not be less than 0.70 for any area. For pur-
18 poses of the previous sentence, the Secretary may
19 define the term ‘average geographic adjustment’ by
20 program instruction or otherwise.”.

21 (b) ENSURING PAYMENTS FLOW TO PUERTO RICO
22 PROVIDERS AND PATIENTS.—Section 1854(a)(6) of the
23 Social Security Act (42 U.S.C. 1395w–24(a)(6)) is
24 amended by adding at the end the following new subpara-
25 graph:

1 “(C) STRENGTHENING SUPPORT TO
2 HEALTH CARE PROVIDERS IN PUERTO RICO.—
3 With respect to plans serving areas in Puerto
4 Rico, of the increase in blended benchmark
5 amount attributable to section 1853(n)(6), no
6 less than 50 percent is directed toward provider
7 compensation.”.

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