

117TH CONGRESS
2D SESSION

S. 4605

To amend title XVIII of the Social Security Act to ensure stability in payments to home health agencies under the Medicare program.

IN THE SENATE OF THE UNITED STATES

JULY 25, 2022

Ms. STABENOW (for herself and Ms. COLLINS) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To amend title XVIII of the Social Security Act to ensure stability in payments to home health agencies under the Medicare program.

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 “Preserving Access to
5 Home Health Act of 2022”.

6 **SEC. 2. ENSURING STABILITY IN PAYMENTS TO HOME**
7 **HEALTH AGENCIES.**

8 (a) LIMITATION ON PERMANENT AND TEMPORARY
9 ADJUSTMENTS.—Section 1895(b)(3)(D) of the Social Se-
10 curity Act (42 U.S.C. 1395fff(b)(3)(D)) is amended—

1 (1) in each of clauses (ii) and (iii), by striking
 2 “The Secretary shall” and inserting “Subject to
 3 clause (iv), the Secretary shall”; and

4 (2) by adding at the end the following new
 5 clause:

6 “(iv) SPECIAL RULES FOR DECREASES
 7 IN PAYMENTS.—

8 “(I) POSTPONEMENT.—No per-
 9 manent decrease to the standard pro-
 10 spective payment amount (or
 11 amounts) for a year under clause (ii)
 12 and no temporary decrease to the pay-
 13 ment amount for a unit of home
 14 health services for a year under clause
 15 (iii) shall be made prior to 2026.

16 “(II) SUNSET.—Subject to sub-
 17 clause (I), the Secretary shall ensure
 18 that all necessary permanent or tem-
 19 porary decreases described in sub-
 20 clause (I) are made prior to 2032.”.

21 (b) IMPLEMENTATION.—Notwithstanding any other
 22 provision of law, the Secretary may implement the provi-
 23 sions of, and the amendments made by, this section by
 24 program instruction or otherwise.

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