

118TH CONGRESS
1ST SESSION

H. R. 2862

To eliminate the inpatient-only service list.

IN THE HOUSE OF REPRESENTATIVES

APRIL 25, 2023

Mrs. SPARTZ introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, 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 eliminate the inpatient-only service list.

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 “Empowering Patient
5 Choice of Medical Care Act”.

6 **SEC. 2. ELIMINATION OF INPATIENT-ONLY SERVICE LIST.**

7 Beginning January 1, 2024, the Secretary of Health
8 and Human Services may not refuse to designate an out-
9 patient hospital service pursuant to section
10 1833(t)(1)(B)(i) of the Social Security Act (42 U.S.C.

- 1 1395l(t)(1)(B)(i)) based solely on a determination by the
- 2 Secretary that such service may only be **【safely】** furnished
- 3 in an inpatient setting.

