

RULES COMMITTEE PRINT 117–22
TEXT OF HOUSE AMENDMENT TO S. 610

**[Showing the text of the Protecting Medicare and American
Farmers from Sequester Cuts Act.]**

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Protecting Medicare
3 and American Farmers from Sequester Cuts Act”.

4 SEC. 2. ADJUSTMENTS TO MEDICARE SEQUESTRATION RE-
5 Ductions.

6 (a) EXTENSION OF TEMPORARY SUSPENSION
7 THROUGH MARCH 2022.—

8 (1) IN GENERAL.—Section 3709(a) of division
9 A of the CARES Act (2 U.S.C. 901a note) is
10 amended—

11 (A) in the subsection header by inserting
12 “AND ADJUSTMENT” after “SUSPENSION”; and

13 (B) by striking “December 31, 2021” and
14 inserting “March 31, 2022”.

15 (2) EFFECTIVE DATE.—The amendments made
16 by paragraph (1) shall take effect as if enacted as
17 part of the CARES Act (Public Law 116–136).

18 (b) ADJUSTMENTS TO MEDICARE PROGRAM SEQUES-
19 TRATION REDUCTION WITH RESPECT TO FISCAL YEARS
20 2022 AND 2030.—Section 251A(6) of the Balanced Budg-

1 et and Emergency Deficit Control Act of 1985 (2 U.S.C.
2 901a(6)) is amended—

3 (1) by redesignating subparagraph (C) as sub-
4 paragraph (E); and

5 (2) by inserting after subparagraph (B) the fol-
6 lowing new subparagraphs:

7 “(C) Notwithstanding the 2 percent limit
8 specified in subparagraph (A) for payments for
9 the Medicare programs specified in section
10 256(d), the sequestration order of the President
11 under such subparagraph for fiscal year 2022
12 shall be applied to such payments so that with
13 respect to the period beginning on April 1,
14 2022, and ending on June 30, 2022, the pay-
15 ment reduction shall be 1.0 percent.

16 “(D) Notwithstanding the 2 percent limit
17 specified in subparagraph (A) for payments for
18 the Medicare programs specified in section
19 256(d), the sequestration order of the President
20 under such subparagraph for fiscal year 2030
21 shall be applied to such payments so that—

22 “(i) with respect to the first 6 months
23 in which such order is effective for such
24 fiscal year, the payment reduction shall be
25 2.25 percent; and

1 “(ii) with respect to the second 6
2 months in which such order is so effective
3 for such fiscal year, the payment reduction
4 shall be 3 percent.”.

5 **SEC. 3. EXTENSION OF SUPPORT FOR PHYSICIANS AND**
6 **OTHER PROFESSIONALS IN ADJUSTING TO**
7 **MEDICARE PAYMENT CHANGES.**

8 (a) IN GENERAL.—Section 1848 of the Social Secu-
9 rity Act (42 U.S.C. 1395w–4) is amended—

10 (1) in subsection (c)(2)(B)(iv)(V), by striking
11 “2021” and inserting “2021 or 2022”; and

12 (2) in subsection (t)—

13 (A) in the subsection header, by striking
14 “2021” and inserting “2021 AND 2022”;

15 (B) in paragraph (1)—

16 (i) by striking “during 2021” and in-
17 serting “during 2021 and 2022”; and

18 (ii) by striking “for such services fur-
19 nished on or after January 1, 2021, and
20 before January 1, 2022, by 3.75 percent.”
21 and inserting “for—

22 “(A) such services furnished on or after
23 January 1, 2021, and before January 1, 2022,
24 by 3.75 percent; and

1 “(B) such services furnished on or after
2 January 1, 2022, and before January 1, 2023,
3 by 3.0 percent.”; and

4 (C) in paragraph (2)(C)—

5 (i) in the subparagraph header, by
6 striking “2021” and inserting “2021 AND
7 2022”;

8 (ii) by inserting “for services fur-
9 nished in 2021 or 2022” after “under this
10 subsection”; and

11 (iii) by inserting “or 2022, respec-
12 tively” before the period at the end.

13 (b) REPORT.—Section 101(c) of division N of the
14 Consolidated Appropriations Act, 2021 (Public Law 116–
15 260) is amended—

16 (1) in the first sentence—

17 (A) by striking “April 1, 2022” and insert-
18 ing “each of April 1, 2022, and April 1, 2023”;
19 and

20 (B) by striking “, as added by subsection
21 (a)” and inserting “furnished during 2021 or
22 2022, respectively”; and

23 (2) in the second sentence—

24 (A) by striking “Such report” and insert-
25 ing “Each such report”; and

1 (B) by inserting “with respect to 2021 or
2 2022, as applicable” after “under such sec-
3 tion”.

4 **SEC. 4. PRESERVING PATIENT ACCESS TO CRITICAL CLIN-**
5 **ICAL LAB SERVICES.**

6 (a) REVISED PHASE-IN OF REDUCTIONS FROM PRI-
7 VATE PAYOR RATE IMPLEMENTATION.—Section
8 1834A(b)(3) of the Social Security Act (42 U.S.C.
9 1395m–1(b)(3)) is amended—

10 (1) in subparagraph (A), by striking “through
11 2024” and inserting “through 2025”; and

12 (2) in subparagraph (B)—

13 (A) in clause (ii), by striking “for 2021”
14 and inserting “for each of 2021 and 2022”;
15 and

16 (B) in clause (iii), by striking “2022
17 through 2024” and inserting “2023 through
18 2025”.

19 (b) REVISED REPORTING PERIOD FOR REPORTING
20 OF PRIVATE SECTOR PAYMENT RATES FOR ESTABLISH-
21 MENT OF MEDICARE PAYMENT RATES.—Section
22 1834A(a)(1)(B) of the Social Security Act (42 U.S.C.
23 1395m–1(a)(1)(B)) is amended—

24 (1) in clause (i), by striking “December 31,
25 2021” and inserting “December 31, 2022”; and

1 (2) in clause (ii)—

2 (A) by striking “January 1, 2022” and in-
3 serting “January 1, 2023”; and

4 (B) by striking “March 31, 2022” and in-
5 serting “March 31, 2023”.

6 **SEC. 5. DELAY TO THE IMPLEMENTATION OF THE RADI-**
7 **ATION ONCOLOGY MODEL UNDER THE MEDI-**
8 **CARE PROGRAM.**

9 Section 133 of Division CC of the Consolidated Ap-
10 propriations Act, 2021 (Public Law 116–260) is amended
11 by striking “January 1, 2022” and inserting “January 1,
12 2023”.

13 **SEC. 6. MEDICARE IMPROVEMENT FUND.**

14 Section 1898(b)(1) of the Social Security Act (42
15 U.S.C. 1395iii(b)(1)) is amended by striking “fiscal year
16 2021” and all that follows through the period at the end
17 and inserting “fiscal year 2021, \$101,000,000.”.

18 **SEC. 7. PAYGO ANNUAL REPORT.**

19 For the purposes of the annual report issued pursu-
20 ant to section 5 of the Statutory Pay-As-You-Go Act of
21 2010 (2 U.S.C. 934) after adjournment of the first session
22 of the 117th Congress, and for determining whether a se-
23 questration order is necessary under such section, the
24 debit for the budget year on the 5-year scorecard, if any,
25 and the 10-year scorecard, if any, shall be deducted from

1 such scorecard in 2022 and added to such scorecard in
2 2023.

3 **SEC. 8. EXPEDITED PROCEDURES FOR CONSIDERING AN**
4 **INCREASE IN THE DEBT LIMIT.**

5 (a) DEFINITION.—In this section, the term “joint
6 resolution” means a joint resolution—

7 (1) that is introduced by the Majority Leader
8 of the Senate, or a designee, during the period be-
9 ginning on the date of enactment of this Act and
10 ending on December 31, 2021;

11 (2) which does not have a preamble;

12 (3) the title of which is as follows: “Joint reso-
13 lution relating to increasing the debt limit.”; and

14 (4) the matter after the resolving clause of
15 which is as follows: “That the limitation under sec-
16 tion 3101(b) of title 31, United States Code, as
17 most recently increased by Public Law 117–50 (31
18 U.S.C. 3101 note), is increased by
19 \$_____.”, the blank space being ap-
20 propriately filled in with the dollar amount of the in-
21 crease.

22 (b) EXPEDITED CONSIDERATION IN SENATE.—

23 (1) PLACEMENT ON CALENDAR.—Upon intro-
24 duction in the Senate, the joint resolution shall be
25 placed immediately on the calendar.

1 (2) PROCEEDING TO CONSIDERATION.—

2 (A) IN GENERAL.—Notwithstanding rule
3 XXII of the Standing Rules of the Senate, it is
4 in order, not later than January 15, 2022 (even
5 though a previous motion to the same effect has
6 been disagreed to) to move to proceed to the
7 consideration of the joint resolution.

8 (B) PROCEDURE.—For a motion to pro-
9 ceed to the consideration of the joint resolu-
10 tion—

11 (i) all points of order against the mo-
12 tion are waived;

13 (ii) the motion is not debatable;

14 (iii) the motion is not subject to a mo-
15 tion to postpone;

16 (iv) a motion to reconsider the vote by
17 which the motion is agreed to or disagreed
18 to shall not be in order; and

19 (v) if the motion is agreed to, the
20 joint resolution shall remain the unfinished
21 business until disposed of.

22 (3) FLOOR CONSIDERATION.—

23 (A) IN GENERAL.—If the Senate proceeds
24 to consideration of the joint resolution—

1 (i) all points of order against the joint
2 resolution (and against consideration of
3 the joint resolution) are waived;

4 (ii) debate on the joint resolution, and
5 all debatable motions and appeals in con-
6 nection therewith, shall be limited to not
7 more than 10 hours, which shall be divided
8 equally between the Chairman and Rank-
9 ing Member of the Committee on Finance;

10 (iii) an amendment to the joint resolu-
11 tion is not in order;

12 (iv) a motion to postpone or a motion
13 to commit the joint resolution is not in
14 order; and

15 (v) a motion to proceed to the consid-
16 eration of other business is not in order.

17 (B) VOTE ON PASSAGE.—The vote on pas-
18 sage shall occur immediately following the con-
19 clusion of the debate on the joint resolution and
20 a single quorum call if requested in accordance
21 with the rules of the Senate.

22 (C) RULINGS OF THE CHAIR ON PROCE-
23 DURE.—Appeals from the decisions of the Chair
24 relating to the application of this paragraph or
25 the rules of the Senate, as the case may be, to

1 the procedure relating to the joint resolution
2 shall be decided without debate.

3 (D) SINGLE MEASURE AUTHORIZED.—It
4 shall not be in order to consider more than 1
5 joint resolution under the procedures under this
6 paragraph.

7 (E) SUNSET.—It shall not be in order to
8 consider a joint resolution under the procedures
9 under this paragraph after January 16, 2022.

10 (4) RULES OF THE SENATE.—This subsection
11 is enacted by Congress—

12 (A) as an exercise of the rulemaking power
13 of the Senate, and as such is deemed a part of
14 the rules of the Senate, but applicable only with
15 respect to the procedure to be followed in the
16 Senate in the case of a joint resolution, and su-
17 persede other rules only to the extent that they
18 are inconsistent with such rules; and

19 (B) with full recognition of the constitu-
20 tional right of the Senate to change the rules
21 (so far as relating to the procedure of the Sen-
22 ate) at any time, in the same manner, and to
23 the same extent as in the case of any other rule
24 of the Senate.

