

105TH CONGRESS
1ST SESSION

H. R. 2633

To amend title XVIII of the Social Security Act to provide for standard forms under the Medicare Program for certifications of medical necessity and certifications of terminal illness.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 7, 1997

Mr. STARK introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on 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 standard forms under the Medicare Program for certifications of medical necessity and certifications of terminal illness.

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. STANDARDIZATION OF FORMS USED FOR CER-**
4 **TIFICATIONS OF MEDICAL NECESSITY AND**
5 **CERTIFICATIONS OF TERMINAL ILLNESS.**

6 (a) PART A SERVICES.—

1 (1) PUBLICATION OF STANDARD.—Section
 2 1814 of the Social Security Act (42 U.S.C. 1395f)
 3 is amended by adding at the end the following new
 4 subsection:

5 “Standard Form for Certifications

6 “(m)(1) For purposes of certifications and recertifi-
 7 cations under paragraphs (2), (3), and (8) of subsection
 8 (a), the Secretary shall specify and publish a standard
 9 form and manner in which such certifications and recer-
 10 tifications are to be made.”.

11 (2) APPLICATION TO PART A SERVICES.—Sec-
 12 tion 1814(a) of such Act (42 U.S.C. 1395f(a)) is
 13 amended—

14 (A) in paragraph (2), by striking “certifies
 15 (and recertifies,” and inserting “certifies in a
 16 form and manner consistent with subsection
 17 (m)(1) (and recertifies in such a form and man-
 18 ner,”;

19 (B) in paragraph (3), by striking “cer-
 20 tifies” and inserting “certifies in a form and
 21 manner consistent with subsection (m)(1)”; and

22 (C) in paragraph (8), by striking “cer-
 23 tifies” and inserting “certifies in a form and
 24 manner consistent with subsection (m)(1)”.

25 (b) HOSPICE CARE.—

1 (1) PUBLICATION OF STANDARD.—Section
 2 1814(m) of such Act (42 U.S.C. 1395f(m)), as
 3 added by subsection (a), is amended by adding at
 4 the end the following new paragraph:

5 “(2) For purposes of certifications and recertifi-
 6 cations of terminal illness under subsection (a)(7), the
 7 Secretary shall specify and publish a standard form and
 8 manner in which such certifications and recertifications
 9 are to be made.”.

10 (2) APPLICATION TO HOSPICE CARE.—Section
 11 1814(a)(7) of such Act (42 U.S.C. 1395f(a)(7)) is
 12 amended—

13 (A) in subsection (A)(i), by inserting “in a
 14 form and manner consistent with subsection
 15 (m)(2)” after “each certify in writing”; and

16 (B) in subsection (A)(ii), by inserting “in
 17 such a form and manner” after “recertifies”.

18 (c) PART B SERVICES.—

19 (1) PUBLICATION OF STANDARD.—Section
 20 1835 of such Act (42 U.S.C. 1395n) is amended by
 21 adding at the end the following:

22 “(f) For purposes of certifications and recertifi-
 23 cations under subsection (a)(2), the Secretary shall specify
 24 and publish a standard form and manner in which such
 25 certifications and recertifications are to be made.”.

1 (2) APPLICATION TO PART B SERVICES.—Sec-
2 tion 1835(a)(2) of such Act (42 U.S.C. 1395n(a)(2))
3 is amended by striking “certifies (and recertifies,”
4 and inserting “certifies in a form and manner con-
5 sistent with subsection (f) (and recertifies in such a
6 form and manner,”.

7 (d) EFFECTIVE DATE.—The amendments made by
8 subsections (a)(2), (b)(2), and (c)(2) shall apply to certifi-
9 cations and recertifications made on or after 6 months
10 after the date the Secretary of Health and Human Serv-
11 ices publishes a standard form and manner for such cer-
12 tifications and recertifications under the amendments
13 made by subsections (a)(1), (b)(1), and (c)(1) respectively.

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