

105TH CONGRESS  
2D SESSION

# H. R. 3914

To amend title XVIII of the Social Security Act to continue Medicare direct graduate medical education payment rates for certain training programs in osteopathy after their operation is assumed by another hospital.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 20, 1998

Ms. KAPTUR 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

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## A BILL

To amend title XVIII of the Social Security Act to continue Medicare direct graduate medical education payment rates for certain training programs in osteopathy after their operation is assumed by another hospital.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. MEDICARE DIRECT GME REIMBURSEMENT FOR**  
 2 **CERTAIN HOSPITALS ASSUMING OPERATION**  
 3 **OF PROGRAMS IN OSTEOPATHY.**

4 (a) IN GENERAL.—Section 1886(h)(2) of the Social  
 5 Security Act (42 U.S.C. 1395ww(h)(2)) is amended by  
 6 adding at the end the following new subparagraph:

7 “(F) SPECIAL RULE FOR ASSUMPTION OF  
 8 OPERATION OF PROGRAM IN OSTEOPATHY.—

9 “(i) IN GENERAL.—The Secretary  
 10 shall compute the approved FTE resident  
 11 amount for a program described in clause  
 12 (ii) based on the approved FTE resident  
 13 amount that would have applied if the op-  
 14 eration of the program had not changed.

15 “(ii) PROGRAM DESCRIBED.—For  
 16 purposes of clause (i), a program described  
 17 in this subclause is a medical residency  
 18 training program in osteopathy operated  
 19 by a hospital if—

20 “(I) the program was previously  
 21 operated by an osteopathic hospital  
 22 that, in fiscal year 1993, ceased fur-  
 23 nishing services for which payment  
 24 may be made under this title;

25 “(II) at the time the osteopathic  
 26 hospital ceased furnishing such serv-

1                   ices, the operation of the program was  
2                   assumed by the hospital; and

3                   “(III) at the time of assuming  
4                   such operation, the only approved  
5                   medical residency training program  
6                   operated by the hospital was such a  
7                   program in podiatry.”.

8           (b) BUDGET NEUTRALITY IN DIRECT GME PAY-  
9   MENTS.—The Secretary of Health and Human Services  
10 shall adjust the payment rates otherwise established under  
11 subsection (h) of section 1886 of the Social Security Act  
12 (42 U.S.C. 1395ww) in a manner so that the aggregate  
13 of the payments made under such subsection does not ex-  
14 ceed the aggregate of the payments that would have been  
15 made under such subsection if the amendment made by  
16 subsection (a) had not been enacted.

17           (c) EFFECTIVE DATE.—The amendment made by  
18 subsection (a) applies to medical residency training pro-  
19 grams for residency years beginning on or after July 1,  
20 1998.

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