

106TH CONGRESS  
1ST SESSION

# H. R. 405

To amend title XVIII of the Social Security Act to repeal the restriction on payment for certain hospital discharges to post-acute care imposed by section 4407 of the Balanced Budget Act of 1997.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 19, 1999

Mr. NUSSLE (for himself, Mr. EWING, Mr. BOEHLERT, Ms. SANCHEZ, Mr. CONDIT, Mr. OBERSTAR, Mr. SANDERS, Mr. PETERSON of Minnesota, Mr. MASCARA, Mr. SERRANO, Mr. PRICE of North Carolina, and Mr. MEEHAN), 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 repeal the restriction on payment for certain hospital discharges to post-acute care imposed by section 4407 of the Balanced Budget Act of 1997.

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 “Medicare Common  
5       Sense Hospital Payment Act of 1999”.

1 **SEC. 2. REPEAL OF RESTRICTION ON MEDICARE PAYMENT**  
2 **FOR CERTAIN HOSPITAL DISCHARGES TO**  
3 **POST-ACUTE CARE.**

4 (a) IN GENERAL.—Section 1886(d)(5) of the Social  
5 Security Act (42 U.S.C. 1395ww(d)(5)), as amended by  
6 section 4407 of the Balanced Budget Act of 1997 (Public  
7 Law 105–33), is amended—

8 (1) in subparagraph (I)(ii), by striking “not  
9 taking in account the effect of subparagraph (J),”,  
10 and

11 (2) by striking subparagraph (J).

12 (b) EFFECTIVE DATE.—The amendments made by  
13 subsection (a) apply to discharges occurring on or after  
14 October 1, 1999.

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