

107TH CONGRESS  
1ST SESSION

# H. R. 2980

To amend title XVIII of the Social Security Act to stabilize and improve the Medicare+Choice Program.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 2, 2001

Mr. GREENWOOD (for himself, Mr. FOSSELLA, and Mr. SIMMONS) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and 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 stabilize and improve the Medicare+Choice Program.

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+Choice Sta-  
5 bilization and Improvement Act of 2001”.

1 **SEC. 2. MEDICARE+CHOICE PAYMENT FLOOR BASED ON**  
2 **FEE-FOR-SERVICE PAYMENTS.**

3 (a) IN GENERAL.—Section 1853(c)(1) (42 U.S.C.  
4 1395w–23(c)(1)) is amended—

5 (1) in the matter before subparagraph (A), by  
6 striking “or (C)” and inserting “(C), or (D)”; and

7 (2) by adding at the end the following new sub-  
8 paragraph:

9 “(D) BASED ON 100 PERCENT OF FEE-  
10 FOR-SERVICE COST.—

11 “(i) IN GENERAL.—The fee-for-service  
12 rate computed under clause (ii) for the  
13 year for the Medicare+Choice payment  
14 area.

15 “(ii) RATE.—The fee-for-service rate  
16 under this clause for a Medicare+Choice  
17 payment area—

18 “(I) for 2000, is the adjusted av-  
19 erage per capita cost for 2000, deter-  
20 mined under section 1876(a)(4) for  
21 the Medicare+Choice payment area  
22 for services covered under parts A and  
23 B for individuals entitled to benefits  
24 under part A and enrolled under part  
25 B who are not enrolled in a

1 Medicare+Choice plan under this part  
 2 for the year; or

3 “(II) for a subsequent year, is  
 4 the fee-for-service rate determined  
 5 under this clause for the preceding  
 6 year increased by the national per  
 7 capita Medicare+Choice growth per-  
 8 centage for such subsequent year.”.

9 (b) EFFECTIVE DATE.—The amendments made by  
 10 subsection (a) shall apply to years beginning with 2002.

11 **SEC. 3. LIMITATION ON REDUCTION IN PAYMENT FOR**  
 12 **GRADUATE MEDICAL EDUCATION.**

13 (a) IN GENERAL.—Section 1853(c)(3)(B) of the So-  
 14 cial Security Act (42 U.S.C. 1395w-23(c)(3)(B)) is  
 15 amended—

16 (1) in clause (i), by inserting “subject to clause  
 17 (iii),” after “(beginning with 1998),”; and

18 (2) by adding at the end the following new  
 19 clause:

20 “(iii) LIMITATION.—In no case shall  
 21 the rate reduction effected under this sub-  
 22 paragraph for a Medicare+Choice payment  
 23 area for a year exceed the sum (for all  
 24 Medicare+Choice payment areas) of the  
 25 product of—

1 “(I) the average number of indi-  
2 viduals enrolled in a Medicare+Choice  
3 plan and residing in the  
4 Medicare+Choice payment area, di-  
5 vided by the average number of indi-  
6 viduals enrolled in a Medicare+Choice  
7 plan in the previous year; and

8 “(II) the payment adjustment  
9 otherwise calculated under clause (i)  
10 (without regard to this clause) for the  
11 Medicare+Choice payment area for  
12 the year, divided by the annual area-  
13 specific Medicare+Choice capitation  
14 rate for the payment area for the year  
15 (computed without regard to the re-  
16 duction under this subparagraph).”.

17 (b) EFFECTIVE DATE.—The amendments made by  
18 subsection (a) shall apply to payment for months begin-  
19 ning with January 2002.

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