

108TH CONGRESS  
1ST SESSION

# H. R. 319

To amend title XVIII of the Social Security Act to eliminate the 15 percent reduction in payment rates under the prospective payment system for home health services under the Medicare Program.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 8, 2003

Mr. STUPAK 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 eliminate the 15 percent reduction in payment rates under the prospective payment system for home health services under the Medicare Program.

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. ELIMINATION OF 15 PERCENT REDUCTION IN**  
2 **PAYMENT RATES UNDER THE PROSPECTIVE**  
3 **PAYMENT SYSTEM FOR HOME HEALTH SERV-**  
4 **ICES.**

5 (a) IN GENERAL.—Section 1895(b)(3)(A) of the So-  
6 cial Security Act (42 U.S.C. 1395fff(b)(3)(A)) is amended  
7 to read as follows:

8                 “(A) INITIAL BASIS.—Under such system  
9 the Secretary shall provide for computation of  
10 a standard prospective payment amount (or  
11 amounts) as follows:

12                 “(i) Such amount (or amounts) shall  
13 initially be based on the most current au-  
14 dited cost report data available to the Sec-  
15 retary and shall be computed in a manner  
16 so that the total amounts payable under  
17 the system for fiscal year 2001 shall be  
18 equal to the total amount that would have  
19 been made if the system had not been in  
20 effect and if section 1861(v)(1)(L)(ix) had  
21 not been enacted.

22                 “(ii) For fiscal year 2002 and for  
23 each subsequent fiscal year, such amount  
24 (or amounts) shall be equal to the amount  
25 (or amounts) determined under this para-

1 graph for the previous fiscal year, updated  
2 under subparagraph (B).

3 Each such amount shall be standardized in a  
4 manner that eliminates the effect of variations  
5 in relative case mix and area wage adjustments  
6 among different home health agencies in a  
7 budget neutral manner consistent with the case  
8 mix and wage level adjustments provided under  
9 paragraph (4)(A). Under the system, the Sec-  
10 retary may recognize regional differences or dif-  
11 ferences based upon whether or not the services  
12 or agency are in an urbanized area.”.

13 (b) EFFECTIVE DATE.—The amendments made by  
14 this section shall take effect as if included in the amend-  
15 ments made by section 501 of the Medicare, Medicaid, and  
16 SCHIP Benefits Improvement and Protection Act of 2000  
17 (114 Stat. 2763A–529), as enacted into law by section  
18 1(a)(6) of Public Law 106–554.

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