

109TH CONGRESS
1ST SESSION

S. 1733

To establish pilot projects under the medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 20, 2005

Mr. THUNE introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To establish pilot projects under the medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

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. REMOTE MONITORING PILOT PROJECTS.**

4 (a) PILOT PROJECTS.—

5 (1) IN GENERAL.—Not later than 9 months
6 after the date of enactment of this Act, the Sec-
7 retary of Health and Human Services (in this sec-
8 tion referred to as the “Secretary”) shall conduct
9 pilot projects under title XVIII of the Social Secu-

1 rity Act for the purpose of providing incentives to
 2 home health agencies to utilize home monitoring and
 3 communications technologies that—

4 (A) enhance health outcomes for medicare
 5 beneficiaries; and

6 (B) reduce expenditures under such title.

7 (2) SITE REQUIREMENTS.—

8 (A) URBAN AND RURAL.—The Secretary
 9 shall conduct the pilot projects under this sec-
 10 tion in both urban and rural areas.

11 (B) SITE IN A SMALL STATE.—The Sec-
 12 retary shall conduct at least 1 of the pilot
 13 projects in a State with a population of less
 14 than 1,000,000.

15 (3) DEFINITION OF HOME HEALTH AGENCY.—

16 In this section, the term “home health agency” has
 17 the meaning given that term in section 1861(o) of
 18 the Social Security Act (42 U.S.C. 1395x(o)).

19 (b) MEDICARE BENEFICIARIES WITHIN THE SCOPE
 20 OF PROJECTS.—The Secretary shall specify the criteria
 21 for identifying those medicare beneficiaries who shall be
 22 considered within the scope of the pilot projects under this
 23 section for purposes of the application of subsection (c)
 24 and for the assessment of the effectiveness of the home
 25 health agency in achieving the objectives of this section.

1 Such criteria may provide for the inclusion in the projects
2 of medicare beneficiaries who begin receiving home health
3 services under title XVIII of the Social Security Act after
4 the date of the implementation of the projects.

5 (c) INCENTIVES.—

6 (1) PERFORMANCE TARGETS.—The Secretary
7 shall establish for each home health agency partici-
8 pating in a pilot project under this section a per-
9 formance target using one of the following meth-
10 odologies, as determined appropriate by the Sec-
11 retary:

12 (A) ADJUSTED HISTORICAL PERFORMANCE
13 TARGET.—The Secretary shall establish for the
14 agency—

15 (i) a base expenditure amount equal
16 to the average total payments made to the
17 agency under parts A and B of title XVIII
18 of the Social Security Act for medicare
19 beneficiaries determined to be within the
20 scope of the pilot project in a base period
21 determined by the Secretary; and

22 (ii) an annual per capita expenditure
23 target for such beneficiaries, reflecting the
24 base expenditure amount adjusted for risk
25 and adjusted growth rates.

1 (B) COMPARATIVE PERFORMANCE TAR-
 2 GET.—The Secretary shall establish for the
 3 agency a comparative performance target equal
 4 to the average total payments under such parts
 5 A and B during the pilot project for comparable
 6 individuals in the same geographic area that
 7 are not determined to be within the scope of the
 8 pilot project.

9 (2) INCENTIVE.—Subject to paragraph (3), the
 10 Secretary shall pay to each participating home care
 11 agency an incentive payment for each year under the
 12 pilot project equal to a portion of the medicare sav-
 13 ings realized for such year relative to the perform-
 14 ance target under paragraph (1).

15 (3) LIMITATION ON EXPENDITURES.—The Sec-
 16 retary shall limit incentive payments under this sec-
 17 tion in order to ensure that the aggregate expendi-
 18 tures under title XVIII of the Social Security Act
 19 (including incentive payments under this subsection)
 20 do not exceed the amount that the Secretary esti-
 21 mates would have been expended if the pilot projects
 22 under this section had not been implemented.

23 (d) WAIVER AUTHORITY.—The Secretary may waive
 24 such provisions of titles XI and XVIII of the Social Secu-

1 rity Act as the Secretary determines to be appropriate for
2 the conduct of the pilot projects under this section.

3 (e) REPORT TO CONGRESS.—Not later than 5 years
4 after the date that the first pilot project under this section
5 is implemented, the Secretary shall submit to Congress a
6 report on the pilot projects. Such report shall contain a
7 detailed description of issues related to the expansion of
8 the projects under subsection (f) and recommendations for
9 such legislation and administrative actions as the Sec-
10 retary considers appropriate.

11 (f) EXPANSION.—If the Secretary determines that
12 any of the pilot projects under this section enhance health
13 outcomes for medicare beneficiaries and reduce expendi-
14 tures under title XVIII of the Social Security Act, the Sec-
15 retary may initiate comparable projects in additional
16 areas.

17 (g) INCENTIVE PAYMENTS HAVE NO EFFECT ON
18 OTHER MEDICARE PAYMENTS TO AGENCIES.—An incen-
19 tive payment under this section—

20 (1) shall be in addition to the payments that a
21 home health agency would otherwise receive under
22 title XVIII of the Social Security Act for the provi-
23 sion of home health services; and

1 (2) shall have no effect on the amount of such
2 payments.

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