

111TH CONGRESS
1ST SESSION

H. R. 4241

To amend chapter 17 of title 38, United States Code, to allow for increased flexibility in payments for State veterans homes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 8, 2009

Mr. MICHAUD introduced the following bill; which was referred to the
Committee on Veterans' Affairs

A BILL

To amend chapter 17 of title 38, United States Code, to allow for increased flexibility in payments for State veterans homes.

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. INCREASED FLEXIBILITY IN PAYMENTS FOR**
4 **STATE VETERANS HOMES.**

5 (a) IN GENERAL.—Section 1745(a) of title 38,
6 United States Code, is amended—

7 (1) in paragraph (1), by striking “The Sec-
8 retary” and inserting “Subject to paragraph (4), the
9 Secretary”;

1 (2) in paragraph (3), by inserting “section
2 1720 or” before “paragraph (1)”; and

3 (3) by adding the following new paragraph:

4 “(4) In lieu of making payments to a State
5 home under paragraph (1), the Secretary may enter
6 into agreements with a State home to furnish nurs-
7 ing home care to a veteran described in paragraph
8 (1) under the provisions of section 1720 of this
9 title.”.

10 (b) PAYMENTS REFLECTING COST OF CARE.—Para-
11 graph (2) of such section is amended to read as follows:

12 “(2) The rate determined under this paragraph
13 with respect to a State home is the applicable or
14 prevailing rate payable in the geographic area in
15 which the State home is located, as determined by
16 the Secretary, for nursing home care furnished in a
17 non-Department nursing home (as that term is de-
18 fined in section 1720(e)(2) of this title).”.

19 (c) PAYMENT IN FULL UNDER TITLE.—Paragraph
20 (3) of such section is amended by inserting “under this
21 title” after “payment in full”.

22 (d) APPLICATION OF OFFSET LANGUAGE.—Section
23 1741(e) of title 38, United States Code is amended by in-
24 serting “and section 1745(a)(1)” after “this section.”

○