

111TH CONGRESS
1ST SESSION

S. 1300

To amend title XVIII of the Social Security Act to clarify congressional intent regarding the counting of residents in a nonhospital setting under the Medicare program.

IN THE SENATE OF THE UNITED STATES

JUNE 18, 2009

Ms. SNOWE (for herself, Mr. DORGAN, and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XVIII of the Social Security Act to clarify congressional intent regarding the counting of residents in a nonhospital setting 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Community and Rural
5 Medical Residency Preservation Act of 2009”.

1 **SEC. 2. CLARIFICATION OF CONGRESSIONAL INTENT RE-**
2 **GARDING THE COUNTING OF RESIDENTS IN A**
3 **NONHOSPITAL SETTING.**

4 (a) D–GME.—Section 1886(h)(4)(E) of the Social
5 Security Act (42 U.S.C. 1395ww(h)(4)(E)) is amended by
6 adding at the end the following new sentences: “For pur-
7 poses of the preceding sentence, the term ‘all, or substan-
8 tially all, of the costs for the training program’ means the
9 stipends and benefits provided to the resident and other
10 amounts, if any, as determined by the hospital and the
11 entity operating the nonhospital setting. The hospital is
12 not required to pay the entity any amounts other than
13 those determined by the hospital and the entity in order
14 for the hospital to be considered to have incurred all, or
15 substantially all, of the costs for the training program in
16 that setting.”.

17 (b) IME.—Section 1886(d)(5)(B)(iv) of the Social
18 Security Act (42 U.S.C. 1395ww(d)(5)(B)(iv)) is amended
19 by adding at the end the following new sentences: “For
20 purposes of the preceding sentence, the term ‘all, or sub-
21 stantially all, of the costs for the training program’ means
22 the stipends and benefits provided to the resident and
23 other amounts, if any, as determined by the hospital and
24 the entity operating the nonhospital setting. The hospital
25 is not required to pay the entity any amounts other than
26 those determined by the hospital and the entity in order

1 for the hospital to be considered to have incurred all, or
2 substantially all, of the costs for the training program in
3 that setting.”.

4 (c) EFFECTIVE DATE.—The amendments made by
5 this section shall take effect on January 1, 2010.

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