

112TH CONGRESS
2D SESSION

H. R. 6521

To provide payment for patient navigator services under title XIX of the
Social Security Act.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 21, 2012

Mr. ISRAEL (for himself, Mr. RANGEL, Mr. LEWIS of Georgia, Mr. ACKERMAN, Mrs. MCCARTHY of New York, Mr. SERRANO, Ms. SLAUGHTER, Mr. OWENS, Mrs. CHRISTENSEN, Mrs. LOWEY, Mr. CROWLEY, Mr. BISHOP of New York, and Mr. DEUTCH) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To provide payment for patient navigator services under title
XIX of the Social Security Act.

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. MEDICAID COVERAGE FOR PATIENT NAVI-**
4 **GATOR SERVICES.**

5 (a) STATE PLAN REQUIREMENT.—Section 1902(a)
6 of the Social Security Act (42 U.S.C. 1396a(a)) is amend-
7 ed—

8 (1) in paragraph (82)(C), by striking “and” at
9 the end;

1 (2) in paragraph (83), by striking the period at
2 the end and inserting “; and”; and

3 (3) by inserting after paragraph (83) the fol-
4 lowing:

5 “(84) provide that the State shall reimburse an
6 eligible entity (as such term is defined in subsection
7 (11)(1)) for any patient navigator service (as such
8 term is defined in subsection (11)(3)) that is—

9 “(A) provided to an individual who is eligi-
10 ble for medical assistance under the State plan;
11 and

12 “(B) provided by a patient navigator (as
13 such term is defined in subsection (11)(2))
14 through the eligible entity.”.

15 (b) PATIENT NAVIGATOR SERVICES DEFINITIONS.—
16 Section 1902 of the Social Security Act is amended by
17 adding at the end the following:

18 “(11) PATIENT NAVIGATOR SERVICES DEFINI-
19 TIONS.—For purposes of subsection (a)(84):

20 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-
21 tity’ means an entity that—

22 “(A) is an eligible entity (as such term is
23 defined in section 340A(l)(1) of the Public
24 Health Service Act); and

1 “(B) complies with the following require-
2 ments of section 340A of the Public Health
3 Service Act:

4 “(i) Subsection (b) (relating to patient
5 navigator duties and community knowl-
6 edge).

7 “(ii) Subsection (c) (relating to prohi-
8 bitions).

9 “(iii) Subsection (e) (relating to appli-
10 cations).

11 “(iv) Subsection (j)(3) (relating to re-
12 ports).

13 “(2) PATIENT NAVIGATOR.—

14 “(A) IN GENERAL.—The term ‘patient
15 navigator’ has the meaning given such term in
16 section 340A(l)(3) of the Public Health Service
17 Act.

18 “(B) CONSULTATION.—

19 “(i) IN GENERAL.—The Secretary
20 shall consult with the patient navigation
21 advisory committee to the extent necessary
22 to further clarify the definition of the term
23 ‘patient navigator’ for purposes of sub-
24 section (a)(84), including establishing re-
25 quirements to ensure adequate training for

1 such navigators, such as developing a
2 training curriculum.

3 “(ii) MEMBERSHIP.—The Secretary
4 shall convene a patient navigation advisory
5 committee and the members of such com-
6 mittee shall include—

7 “(I) representatives from relevant
8 Federal departments and agencies, in-
9 cluding the National Institutes of
10 Health, the Centers for Disease Con-
11 trol and Prevention, the Health Re-
12 sources and Services Administration,
13 and the Centers for Medicare & Med-
14 icaid Services; and

15 “(II) individuals and representa-
16 tives of public and private organiza-
17 tions with expertise in patient naviga-
18 tion.

19 “(3) PATIENT NAVIGATOR SERVICES.—The
20 term ‘patient navigator service’ means a service that
21 is a duty specified under paragraphs (1) through (6)
22 of subsection (b) of section 340A of the Public
23 Health Service Act and that is provided by a patient
24 navigator (as defined in section 340A(l)(3) of the

1 Public Health Service Act), through an eligible enti-
2 ty.”.

3 (c) TREATMENT AS MEDICAL ASSISTANCE FOR PUR-
4 POSES OF FMAP.—Section 1905(a) of the Social Security
5 Act (42 U.S.C. 1396d(a)) is amended—

6 (1) in paragraph (28), by striking “and” at the
7 end;

8 (2) by redesignating paragraph (29) as para-
9 graph (30); and

10 (3) by inserting after paragraph (28) the fol-
11 lowing:

12 “(29) patient navigator services (as such term
13 is defined in section 1902(l)(3)) that are provided
14 in a manner that meets the requirements of section
15 1902(a)(84); and”.

16 (d) EFFECTIVE DATE.—

17 (1) IN GENERAL.—Subject to paragraph (2),
18 the amendments made this section shall apply to pa-
19 tient navigator services provided after the first day
20 of the first calendar year that begins after the date
21 of enactment of this Act.

22 (2) EXCEPTION FOR STATE LEGISLATION.—In
23 the case of a State plan under title XIX of the So-
24 cial Security Act, which the Secretary of Health and
25 Human Services determines requires State legisla-

1 tion in order for the respective plan to meet any re-
2 quirement imposed by amendments made by this
3 Act, the respective plan shall not be regarded as fail-
4 ing to comply with the requirements of such title
5 solely on the basis of its failure to meet such an ad-
6 ditional requirement before the first day of the first
7 calendar quarter beginning after the close of the
8 first regular session of the State legislature that be-
9 gins after the date of enactment of this Act. For
10 purposes of the previous sentence, in the case of a
11 State that has a 2-year legislative session, each year
12 of the session shall be considered to be a separate
13 regular session of the State legislature.

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