

113TH CONGRESS
1ST SESSION

H. R. 2181

To amend titles XVIII and XIX of the Social Security Act with respect to the qualification of the director of food services of a Medicare skilled nursing facility or a Medicaid nursing facility.

IN THE HOUSE OF REPRESENTATIVES

MAY 23, 2013

Mr. LATHAM (for himself and Mr. BLUMENAUER) 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

A BILL

To amend titles XVIII and XIX of the Social Security Act with respect to the qualification of the director of food services of a Medicare skilled nursing facility or a Medicaid nursing facility.

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 “Safe Food for Seniors
5 Act of 2013”.

1 **SEC. 2. QUALIFICATION OF DIRECTOR OF FOOD SERVICES**
2 **OF A MEDICARE SKILLED NURSING FACILITY**
3 **OR A MEDICAID NURSING FACILITY.**

4 (a) MEDICARE SKILLED NURSING FACILITIES.—Sec-
5 tion 1819(b)(4)(A) of the Social Security Act (42 U.S.C.
6 1395i–3(b)(4)(A)) is amended by adding at the end the
7 following: “With respect to meeting any staffing require-
8 ment imposed by the Secretary for purposes of satisfying
9 clause (iv), in the case that the facility does not employ
10 a full-time qualified dietitian (as defined in paragraph (2)
11 of section 483.35(a) of title 42, Code of Federal Regula-
12 tions, as in effect as of the date of the enactment of the
13 Safe Food for Seniors Act of 2013) but complies with such
14 section by designating a director of food services (as de-
15 scribed in paragraph (1) of such section), the director of
16 food services shall be a Certified Dietary Manager meeting
17 the applicable requirements published by the Certifying
18 Board for Dietary Managers, a Dietetic Technician, Reg-
19 istered meeting the applicable requirements published by
20 the Commission on Dietetic Registration, or an individual
21 with equivalent military or academic qualifications (as
22 specified by the Secretary).”.

23 (b) MEDICAID NURSING FACILITIES.—Section
24 1919(b)(4)(A) of the Social Security Act (42 U.S.C.
25 1396r(b)(4)(A)) is amended by adding at the end the fol-
26 lowing: “With respect to meeting any staffing requirement

1 imposed by the Secretary for purposes of satisfying clause
2 (iv), in the case that the facility does not employ a full-
3 time qualified dietitian (as defined in paragraph (2) of sec-
4 tion 483.35(a) of title 42, Code of Federal Regulations,
5 as in effect as of the date of the enactment of the Safe
6 Food for Seniors Act of 2013) but complies with such sec-
7 tion by designating a director of food services (as de-
8 scribed in paragraph (1) of such section), the director of
9 food services shall be a Certified Dietary Manager meeting
10 the applicable requirements published by the Certifying
11 Board for Dietary Managers, a Dietetic Technician, Reg-
12 istered meeting the applicable requirements published by
13 the Commission on Dietetic Registration, or an individual
14 with equivalent military or academic qualifications (as
15 specified by the Secretary).”.

16 (c) EFFECTIVE DATE.—The amendments made by
17 this section shall take effect on the date that is 180 days
18 after the date of enactment of this Act.

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