

114TH CONGRESS
1ST SESSION

S. 2108

To amend title XVIII of the Social Security Act to provide for an extension of certain long-term care hospital payment rules and the moratorium on the establishment of certain hospitals and facilities.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 30, 2015

Mr. TOOMEY (for himself and Mr. BENNET) 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 provide for an extension of certain long-term care hospital payment rules and the moratorium on the establishment of certain hospitals and facilities.

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 “Preserving Patient Ac-
5 cess to Post-Acute Hospital Care Act of 2015”.

1 **SEC. 2. EXTENSION OF CERTAIN LTCH PAYMENT RULES**
2 **AND MORATORIUM ON THE ESTABLISHMENT**
3 **OF CERTAIN HOSPITALS AND FACILITIES.**

4 (a) **EXTENSION OF CERTAIN PAYMENT RULES.—**

5 (1) **PAYMENT FOR HOSPITALS-WITHIN-HOS-**
6 **PITALS.—**Paragraph (2)(C) of section 114(c) of the
7 Medicare, Medicaid, and SCHIP Extension Act of
8 2007 (42 U.S.C. 1395ww note), as amended by sec-
9 tions 3106(a) and 10312(a) of Public Law 111–148
10 and section 1206(b)(1)(A) of the Pathway for SGR
11 Reform Act of 2013 (division B of Public Law 113–
12 67), is amended by striking “for a 9-year period”
13 and inserting “and before October 1, 2018”.

14 (2) **25 PERCENT PATIENT THRESHOLD PAY-**
15 **MENT ADJUSTMENT.—**Section 114(c)(1)(A) of the
16 Medicare, Medicaid, and SCHIP Extension Act of
17 2007 (42 U.S.C. 1395ww note), as amended by sec-
18 tions 3106(a) and 10312(a) of Public Law 111–148
19 and section 1206(b)(1)(B) of the Pathway for SGR
20 Reform Act of 2013 (division B of Public Law 113–
21 67), is amended by striking “for a 9-year period”
22 and inserting “and before October 1, 2018”.

23 (b) **EXTENSION OF MORATORIUM ON ESTABLISH-**
24 **MENT OF AND INCREASE IN BEDS FOR LTCHs.—**Section
25 114(d) of the Medicare, Medicaid, and SCHIP Extension
26 Act of 2007 (42 U.S.C. 1395ww note), as amended by

1 sections 3106(b) and 10312(b) of Public Law 111–148,
2 section 1206(b)(2) of the Pathway for SGR Reform Act
3 of 2013 (division B of Public Law 113–67), and section
4 112 of the Protecting Access to Medicare Act of 2014
5 (Public Law 113–93), is amended—

6 (1) in paragraph (1), in the matter preceding
7 subparagraph (A), by striking “September 30,
8 2017” and inserting “September 30, 2019”; and

9 (2) in paragraph (6), by striking “September
10 30, 2017” and inserting “September 30, 2019”.

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