

115TH CONGRESS
2^D SESSION

H. R. 5723

IN THE SENATE OF THE UNITED STATES

JUNE 20, 2018

Received; read twice and referred to the Committee on Finance

AN ACT

To require the Medicare Payment Advisory Commission to report on opioid payment, adverse incentives, and data 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Expanding Oversight
3 of Opioid Prescribing and Payment Act of 2018”.

4 **SEC. 2. MEDICARE PAYMENT ADVISORY COMMISSION RE-**
5 **PORT ON OPIOID PAYMENT, ADVERSE INCEN-**
6 **TIVES, AND DATA UNDER THE MEDICARE**
7 **PROGRAM.**

8 Not later than March 15, 2019, the Medicare Pay-
9 ment Advisory Commission shall submit to Congress a re-
10 port on, with respect to the Medicare program under title
11 XVIII of the Social Security Act, the following:

12 (1) A description of how the Medicare program
13 pays for pain management treatments (both opioid
14 and non-opioid pain management alternatives) in
15 both inpatient and outpatient hospital settings.

16 (2) The identification of incentives under the
17 hospital inpatient prospective payment system under
18 section 1886 of the Social Security Act (42 U.S.C.
19 1395ww) and incentives under the hospital out-
20 patient prospective payment system under section
21 1833(t) of such Act (42 U.S.C. 1395l(t)) for pre-
22 scribing opioids and incentives under each such sys-
23 tem for prescribing non-opioid treatments, and rec-
24 ommendations as the Commission deems appropriate
25 for addressing any of such incentives that are ad-
26 verse incentives.

1 (3) A description of how opioid use is tracked
2 and monitored through Medicare claims data and
3 other mechanisms and the identification of any areas
4 in which further data and methods are needed for
5 improving data and understanding of opioid use.

6 **SEC. 3. NO ADDITIONAL FUNDS AUTHORIZED.**

7 No additional funds are authorized to be appro-
8 priated to carry out the requirements of this Act. Such
9 requirements shall be carried out using amounts otherwise
10 authorized to be appropriated.

 Passed the House of Representatives June 19, 2018.

Attest:

KAREN L. HAAS,

Clerk.