

116TH CONGRESS
2D SESSION

H. R. 8505

To amend title XVIII of the Social Security Act to provide for a one-year waiver of budget neutrality adjustments under the Medicare physician fee schedule, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 2, 2020

Mr. BURGESS (for himself and Mr. RUSH) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Appropriations, 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 title XVIII of the Social Security Act to provide for a one-year waiver of budget neutrality adjustments under the Medicare physician fee schedule, and for other purposes.

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. ONE-YEAR WAIVER OF BUDGET NEUTRALITY**
 2 **ADJUSTMENTS UNDER MEDICARE PHYSICIAN**
 3 **FEE SCHEDULE.**

4 (a) WAIVER OF BUDGET NEUTRALITY ADJUST-
 5 MENTS.—Section 1848(c)(2) of the Social Security Act
 6 (42 U.S.C. 1395w–4(c)(2)) is amended—

7 (1) in subparagraph (B)—

8 (A) in clause (ii)(II), by striking “clauses
 9 (iv) and (v)” and inserting “clauses (iv), (v),
 10 and (vii)”; and

11 (B) by adding at the end the following:

12 “(vii) NON-APPLICATION OF BUDGET
 13 NEUTRALITY ADJUSTMENTS FOR 2021.—

14 The budget neutrality adjustments under
 15 clause (ii)(II) and subparagraph (F) shall
 16 not be applied for 2021.”; and

17 (2) in subparagraph (F), in the matter pre-
 18 ceding clause (i), by inserting “, subject to subpara-
 19 graph (B)(vii)” after “The Secretary”.

20 (b) PUBLIC HEALTH AND SOCIAL SERVICES EMER-
 21 GENCY FUND.—

22 (1) IN GENERAL.—From the unobligated bal-
 23 ances of amounts made available under the heading
 24 “Department of Health and Human Services—Of-
 25 fice of the Secretary—Public Health and Social
 26 Services Emergency Fund” by the provisions listed

1 in subsection (b) (in the order of such provisions as
2 specified by the Secretary of Health and Human
3 Services), \$10,000,000,000, to be derived from such
4 amounts that are not allocated to eligible health care
5 providers or for provider relief, is hereby rescinded.

6 (2) PROVISIONS.—The provisions listed in this
7 subsection are the following:

8 (A) Title III of division B of the
9 Coronavirus Aid, Relief, and Economic Security
10 Act (Public Law 116–136).

11 (B) Title I of division B of the Paycheck
12 Protection Program and Health Care Enhance-
13 ment Act (Public Law 116–139).

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