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1 “(ii) in a subsequent year, at an amount equal
2 to the greater of—

3 “(I) the amount established under clause
4 (i)(I) or this subclause for the previous year
5 with respect to such rural health clinic, in-
6 creased by the percentage increase in the MEI
7 applicable to primary care services furnished as
8 of the first day of such subsequent year; or

9 “(II) the limit established under paragraph
10 (2) for such subsequent year.

11 “(B) A rural health clinic described in this subpara-
12 graph is a rural health clinic that, as of December 31,
13 2019, was—

14 “(i) in a hospital with less than 50 beds; and
15 “(ii) enrolled under section 1866(j).”.

16 **SEC. 131. MEDICARE GME TREATMENT OF HOSPITALS ES-**
17 **TABLISHING NEW MEDICAL RESIDENCY**
18 **TRAINING PROGRAMS AFTER HOSTING MED-**
19 **ICAL RESIDENT ROTATORS FOR SHORT DU-**
20 **RATIONS.**

21 (a) REDETERMINATION OF APPROVED FTE RESI-
22 DENT AMOUNT.—Section 1886(h)(2)(F) of the Social Se-
23 curity Act (42 U.S.C. 1395ww(h)(2)(F)) is amended—

24 (1) by inserting “(i)” before “In the case of”;
25 and

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(2) by adding at the end the following:

“(ii) In applying this subparagraph in the case of a hospital that trains residents and has not entered into a GME affiliation agreement (as defined by the Secretary for purposes of paragraph (4)(H)(ii)), on or after the date of the enactment of this clause, the Secretary shall not establish an FTE resident amount until such time as the Secretary determines that the hospital has trained at least 1.0 full-time-equivalent resident in an approved medical residency training program in a cost reporting period.

“(iii) In applying this subparagraph for cost reporting periods beginning on or after the date of enactment of this clause, in the case of a hospital that, as of such date of enactment, has an approved FTE resident amount based on the training in an approved medical residency program or programs of—

“(I) less than 1.0 full-time-equivalent resident in any cost reporting period beginning before October 1, 1997, as determined by the Secretary; or

“(II) no more than 3.0 full-time-equivalent residents in any cost reporting

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1 period beginning on or after October 1,
2 1997, and before the date of the enactment
3 of this clause, as determined by the Sec-
4 retary,

5 in lieu of such FTE resident amount the Sec-
6 retary shall, in accordance with the method-
7 ology described in section 413.77(e) of title 42
8 of the Code of Federal Regulations (or any suc-
9 cessor regulation), establish a new FTE resi-
10 dent amount if the hospital trains at least 1.0
11 full-time-equivalent resident (in the case of a
12 hospital described in subclause (I)) or more
13 than 3.0 full-time-equivalent residents (in the
14 case of a hospital described in subclause (II)) in
15 a cost reporting period beginning on or after
16 such date of enactment and before the date that
17 is 5 years after such date of enactment.

18 “(iv) For purposes of carrying out this
19 subparagraph for cost reporting periods begin-
20 ning on or after the date of the enactment of
21 this clause, a hospital shall report full-time-
22 equivalent residents on its cost report for a cost
23 reporting period if the hospital trains at least
24 1.0 full-time-equivalent residents in an ap-

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1 proved medical residency training program or
2 programs in such period.

3 “(v) As appropriate, the Secretary may
4 consider information from any cost reporting
5 period necessary to establish a new FTE resi-
6 dent amount as described in clause (iii).”.

7 (b) REDETERMINATION OF FTE RESIDENT LIMITA-
8 TION.—Section 1886(h)(4)(H)(i) of the Social Security
9 Act (42 U.S.C. 1395ww(h)(4)(H)(i)) is amended—

10 (1) by inserting “(I)” before “The Secretary”;
11 and
12 (2) by adding at the end the following:

13 “(II) In applying this clause in the
14 case of a hospital that, on or after the date
15 of the enactment of this subclause, begins
16 training residents in a new approved med-
17 ical residency training program or pro-
18 grams (as defined by the Secretary), the
19 Secretary shall not determine a limitation
20 applicable to the hospital under subpara-
21 graph (F) until such time as the Secretary
22 determines that the hospital has trained at
23 least 1.0 full-time-equivalent resident in
24 such new approved medical residency train-

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1 ing program or programs in a cost report-
2 ing period.

3 “(III) In applying this clause in the
4 case of a hospital that, as of the date of
5 the enactment of this subclause, has a lim-
6 itation under subparagraph (F), based on
7 a cost reporting period beginning before
8 October 1, 1997, of less than 1.0 full-time-
9 equivalent resident, the Secretary shall ad-
10 just the limitation in the manner applica-
11 ble to a new approved medical residency
12 training program if the Secretary deter-
13 mines the hospital begins training at least
14 1.0 full-time-equivalent residents in a pro-
15 gram year beginning on or after such date
16 of enactment and before the date that is 5
17 years after such date of enactment.

18 “(IV) In applying this clause in the
19 case of a hospital that, as of the date of
20 the enactment of this subclause, has a lim-
21 itation under subparagraph (F), based on
22 a cost reporting period beginning on or
23 after October 1, 1997, and before such
24 date of enactment, of no more than 3.0
25 full-time-equivalent residents, the Sec-

1 re'tary shall adjust the limitation in the
2 manner applicable to a new approved med-
3 ical residency training program if the Sec-
4 re'tary determines the hospital begins train-
5 ing more than 3.0 full-time-equivalent resi-
6 dents in a program year beginning on or
7 after such date of enactment and before
8 the date that is 5 years after such date of
9 enactment.
10 "(V) An adjustment to the limitation
11 applicable to a hospital made pursuant to a
12 subclause (III) or (IV) shall be made in a
13 manner consistent with the methodology,
14 as appropriate, in section 413.79(e) of title
15 42, Code of Federal Regulations (or any
16 successor regulation). As appropriate, the
17 Secretary may consider information from
18 any cost reporting periods necessary to
19 make such an adjustment to the limita-
20 tion."

21 (c) TECHNICAL AND CONFORMING AMENDMENTS.—
22 Section 1886 of the Social Security Act (42 U.S.C.
23 1395ww) is amended—

1 (1) in subsection (d)(5)(B)(viii), by striking
2 “subsection (h)(4)(H)” and inserting “paragraphs
3 (2)(F)(iv) and (4)(H) of subsection (h)”;

4 (2) in subsection (h)—

5 (A) in paragraph (4)(H)(iv), by striking
6 “an rural area” and inserting “a rural area”;
7 and

8 (B) in paragraph (7)(E), by striking
9 “under this” and all that follows through the
10 period at the end and inserting the following:
11 “under this paragraph, paragraph (8), clause
12 (i), (ii), (iii), or (v) of paragraph (2)(F), or
13 clause (i) or (vi) of paragraph (4)(H).”.

14 (d) EFFECTIVE DATE.—The amendments made by
15 this section shall apply to payment under section 1886 of
16 the Social Security Act (42 U.S.C. 1395ww) for cost re-
17 porting periods beginning on or after the date of the en-
18 actment of this Act.

19 **SEC. 132. MEDICARE PAYMENT FOR CERTAIN FEDERALLY**
20 **QUALIFIED HEALTH CENTER AND RURAL**
21 **HEALTH CLINIC SERVICES FURNISHED TO**
22 **HOSPICE PATIENTS.**

23 Section 1834 of the Social Security Act (42 U.S.C.
24 1395m), as amended by section 125(a)(2)(B), is amend-
25 ed—