



FY 2023 Omnibus Spending Bill – Top Line Summary

December 20, 2022

The 4,155-page FY 2023 Omnibus Spending bill was released early this morning and contains the provisions we expected, including earmarks. Key provisions are identified below, along with the list of earmarks.

Click [here](#) for the text of the omnibus spending bill. HHS provisions begin on page 2992.

- Click [here](#) for the summary from the Senate Appropriations Committee which includes summaries of various sections of the bill.
- Click [here](#) and [here](#) for the summaries from the Republicans on the Senate Appropriations Committee.
- Click [here](#) for the Committee's 7-page topline summary outlining investments in mental health and combatting opioid and substance abuse.
- Click [here](#) for the Committee summary of the Labor, HHS provisions.

Key Medicare and Medicaid Provisions – See Division FF, beginning on page 2991

Medicare provisions – Title IV

- Sec. 4101 - Extends the Medicare low-volume hospital payment adjustment for two years through September 30, 2024.
- Sec. 4102 - Extends the Medicare-Dependent Hospital (MDH) program for two years through September 30, 2024.
- Sec. 4103 - Extends some add-on payments for ground ambulance services under the Medicare fee schedule through December 31, 2024.
- Sec. 4111 - Extends incentive payments for participation in advanced alternative payment models (APMs) through 2025, with a 3.5 percent Medicare Part B incentive payment for services covered in 2025.
- Sec. 4112 – For 2023, increases otherwise applicable Medicare Physician Fee Schedule payments by 2.5 percent; this means physicians will receive a 2% cut instead of the 4.5% cut in 2023. For 2024, the bill provides a 1.25 percent payment increase; this means physicians will receive a 1.25 percent bump up from whatever amount CMS sets in the 2024 physician fee schedule rule.

- Sec. 4113 - Extends all Medicare telehealth flexibilities that were extended in the Consolidated Appropriations Act, 2022, through December 31, 2024.
- Sec. 4114 - Delays by one year pending payment reductions and data reporting periods for the Clinical Laboratory Fee Schedule under the Protecting Access to Medicare Act.
- Sec. 4140 – Extends Acute Hospital Care at Home Waivers through December 31, 2024
- Sec. 4143 - Waives cap on annual payments for certain nursing schools, p. 3803

Medicaid provisions – Title V

- Sec. 5131 – Transitioning from Medicaid FMAP Increase Requirements

The bill also includes numerous Mental Health provisions in Title I, beginning on page 3001.

Sec. 1001 – Postpones statutory 4% PAYGO cut

Earmarks

Click [here](#) for the HHS explanatory statement – earmarks for projects designated under Labor, HHS and Education begin on page 197.

Click [here](#) for the Agriculture, Rural Development and FDA explanatory statement – some telehealth earmarks may be listed here beginning on page 63.