

[DISCUSSION DRAFT]118TH CONGRESS
2D SESSION**H. R.** _____

To amend title XVIII of the Social Security Act to increase the cap on payment for nursing and allied health education for managed care enrollees under the Medicare program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. LAHOOD introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title XVIII of the Social Security Act to increase the cap on payment for nursing and allied health education for managed care enrollees under the Medicare program, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “_____ Act of 2024”.

1 **SEC. 2. INCREASING CAP ON PAYMENT FOR NURSING AND**
2 **ALLIED HEALTH EDUCATION FOR MANAGED**
3 **CARE ENROLLEES.**

4 Section 1886(l)(2)(B) of the Social Security Act (42
5 U.S.C. 1395ww(l)(2)(B)) is amended—

6 (1) in clause (i), by striking “\$60,000,000” and
7 inserting “the limitation amount specified in clause
8 (iii)”; and

9 (2) by adding at the end the following new
10 clause:

11 “(iii) LIMITATION AMOUNT.—For pur-
12 poses of clause (i), the limitation amount
13 specified in this clause is—

14 “(I) for a year before 2025,
15 \$60,000,000; and

16 “(II) for 2025 and each subse-
17 quent year, \$140,000,000.”.

18 **SEC. 3. ALLOWING HOSPITAL-BASED SCHOOLS TO PROVIDE**
19 **CLINICAL TRAINING AND SUPPORT.**

20 (a) IN GENERAL.—Not later than 120 days after the
21 date of the enactment of this section, the Secretary of
22 Health and Human Services shall revise section 413.85(g)
23 of title 42, Code of Federal Regulations, to provide that
24 payment shall be made for costs incurred for the clinical
25 training of students enrolled in an approved nursing or
26 allied health education program that is not operated by

1 a provider if such program is operated by an educational
2 institution that is related by common ownership or control
3 to—

4 (1) the hospital itself; or

5 (2) an entity—

6 (A) in which the hospital is the sole cor-
7 porate member;

8 (B) that is the sole corporate member of
9 the hospital;

10 (C) that shares a common parent with the
11 hospital;

12 (D) that is part of the same corporation as
13 the hospital; or

14 (E) that shares a board with the hospital.

15 (b) PROHIBITING RECOUPMENT OF CERTAIN COSTS
16 UNDER MEDICARE.—

17 (1) IN GENERAL.—During the period beginning
18 on the date of the enactment of this section and
19 ending on the date on which the revisions described
20 in subsection (a) take effect, the Secretary of Health
21 and Human Services may not recoup or reduce pay-
22 ments made to a hospital under part A of title
23 XVIII of the Social Security Act (42 U.S.C. 1395c
24 et seq.) for costs related to an approved nursing or
25 allied health education program that are included on

1 the Medicare cost report for such hospital if such
2 costs would be allowable after such revisions take ef-
3 fect.

4 (2) REFUND OF AMOUNTS RECOUPED.—If, dur-
5 ing the 3-year period ending on the date of the en-
6 actment of this section, the Secretary recouped or
7 reduced payments made to a hospital under such
8 part A for costs described in paragraph (1), the Sec-
9 retary shall refund to the hospital the amount so re-
10 couped or reduced.