

116TH CONGRESS
2D SESSION

H. R. 6753

To amend the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 to extend the rural community hospital demonstration program.

IN THE HOUSE OF REPRESENTATIVES

MAY 8, 2020

Ms. FINKENAUER (for herself and Mr. YOUNG) introduced the following bill;
which was referred to the Committee on Ways and Means

A BILL

To amend the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 to extend the rural community hospital demonstration program.

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 “Rural Community Hos-
5 pital Demonstration Extension Act of 2020”.

6 **SEC. 2. FIVE-YEAR EXTENSION OF THE RURAL COMMUNITY**
7 **HOSPITAL DEMONSTRATION PROGRAM.**

8 (a) EXTENSION.—

9 (1) IN GENERAL.—Subsection (a)(5) of section
10 410A of the Medicare Prescription Drug, Improve-

1 ment, and Modernization Act of 2003 (Public Law
2 108–173; 42 U.S.C. 1395ww note), is amended by
3 striking “10-year extension period” and inserting
4 “15-year extension period”.

5 (2) CONFORMING AMENDMENTS FOR EXTEN-
6 SION.—

7 (A) EXTENSION OF DEMONSTRATION PE-
8 RIOD.—Subsection (g) of such section 410A is
9 amended—

10 (i) in the subsection heading, by strik-
11 ing “TEN-YEAR” and inserting “FIFTEEN-
12 YEAR”;

13 (ii) in paragraph (1)—

14 (I) by striking “additional 10-
15 year” and inserting “additional 15-
16 year”; and

17 (II) by striking “10-year exten-
18 sion period” and inserting “15-year
19 extension period”;

20 (iii) in paragraph (2), by striking “10-
21 year extension period” and inserting “15-
22 year extension period”;

23 (iv) in paragraph (3), by striking “10-
24 year extension period” and inserting “15-
25 year extension period”;

1 (v) in paragraph (4), by striking “10-
2 year extension period” each place it ap-
3 pears and inserting “15-year extension pe-
4 riod”;

5 (vi) in paragraph (5), by striking “10-
6 year extension period” and inserting “15-
7 year extension period”; and

8 (vii) in subparagraph (A) of para-
9 graph (6), by striking “10-year extension
10 period” and inserting “15-year extension
11 period”.

12 (B) RULE FOR HOSPITALS THAT ARE NOT
13 ORIGINAL PARTICIPANTS IN THE DEMONSTRA-
14 TION.—Paragraph (5) of subsection (g) of such
15 section 410A is amended—

16 (i) by striking “PROGRAM.—During”
17 and inserting “PROGRAM.—
18 “(A) CURES ACT EXTENSION.—During”;

19 and

20 (ii) by adding at the end the following
21 new subparagraph:

22 “(B) ADDITIONAL EXTENSION.—During
23 the third 5 years of the 15-year extension pe-
24 riod, the Secretary shall apply the provisions of
25 paragraph (4) to rural community hospitals

1 that are not described in paragraph (4) but are
2 participating in the demonstration program
3 under this section as of December 30, 2019, in
4 a similar manner as such provisions apply to
5 rural community hospitals described in para-
6 graph (4).”.

7 (C) SOLICITATION OF APPLICATIONS.—
8 Subparagraph (A) of subsection (g)(6) of such
9 section 410A is amended—

10 (i) by striking “IN GENERAL.—The
11 Secretary” and inserting “IN GENERAL.—
12 “(i) CURES ACT SOLICITATION.—The
13 Secretary”; and

14 (ii) by adding at the end the following
15 new clause:

16 “(ii) ADDITIONAL SOLICITATION.—
17 The Secretary shall, notwithstanding sub-
18 section (a)(2) or paragraph (2) of this sub-
19 section, not later than 120 days after the
20 date of the enactment of this clause, issue
21 a solicitation for applications to select up
22 to the maximum number of additional
23 rural community hospitals located in any
24 State to participate in the demonstration
25 program under this section for the third 5

1 years of the 15-year extension period with-
2 out exceeding the limitation under para-
3 graph (3) of this subsection.”.

4 (b) CLARIFICATION OF APPLICATION OF CASE MIX
5 ADJUSTMENT.—Subsection (b) of such section 410A is
6 amended by adding at the end the following new para-
7 graph:

8 “(3) CASE MIX ADJUSTMENT.—The Secretary
9 shall provide for an appropriate adjustment under
10 this paragraph to take into account variations in
11 case mix of rural community hospitals, using the
12 most recent case-mix data available.”.

13 (c) CHANGE IN TIMING FOR REPORT.—Subsection
14 (e) of such section 410A is amended by striking “Not later
15 than August 1, 2018” and inserting “Not later than Au-
16 gust 1, 2023”.

17 (d) CLARIFYING TECHNICAL AMENDMENTS.—Such
18 section 410A, as amended by subsections (a), (b), and (c),
19 is further amended—

20 (1) in subsection (a)(1), by inserting “of Health
21 and Human Services” after “Secretary”;

22 (2) in subsection (f)(1)(A)(iv) by inserting “of
23 the Social Security Act (42 U.S.C. 1395i–4)” after
24 “section 1820”; and

25 (3) in subsection (g)—

1 (A) in the heading of paragraph (4), by
2 striking “HOSPITALS IN DEMONSTRATION PRO-
3 GRAM ON DATE OF ENACTMENT” and inserting
4 “HOSPITALS PARTICIPATING IN THE DEM-
5 ONSTRATION PROGRAM DURING THE INITIAL 5-
6 YEAR PERIOD”; and

7 (B) in clause (i) of paragraph (6)(A), as
8 amended by subsection (a)(2)(C)(i), by striking
9 “not later than 120 days after the date of the
10 enactment of this paragraph” and inserting
11 “not later than April 12, 2017”.

○