

[DISCUSSION DRAFT]115TH CONGRESS
1ST SESSION**H. R.** _____

To amend title XVIII of the Social Security Act to provide for modifications in payment for certain outpatient surgical services.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To amend title XVIII of the Social Security Act to provide for modifications in payment for certain outpatient surgical services.

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. MODIFICATION OF PAYMENT FOR CERTAIN**
4 **OUTPATIENT SURGICAL SERVICES.**

5 (a) **FREEZE OF PAYMENT FOR CERTAIN SERVICES**
6 **FURNISHED IN AMBULATORY SURGICAL CENTERS.—Sec-**
7 **tion 1833(i)(2) of the Social Security Act (42 U.S.C.**

1 1395l(i)(2)) is amended by adding at the end the following
2 new subparagraph:

3 “(F)(i) With respect to a targeted test or proce-
4 dure (as defined in clause (ii)) furnished during
5 2018 or a subsequent year (before 2028) to an indi-
6 vidual in an ambulatory surgical center, the payment
7 amount for such test or procedure that would other-
8 wise be determined under the revised payment sys-
9 tem under subparagraph (D), without application of
10 this subparagraph, shall be equal to the payment
11 amount for such test or procedure furnished in
12 2016.

13 “(ii) For purposes of clause (i), the term ‘tar-
14 geted test or procedure’ means a test or procedure
15 to which Health Care Procedure Coding System
16 62264, 62321, 62323, 64490, 64493, or G0260 ap-
17 plies.”.

18 (b) DATA COLLECTION.—The Secretary of Health
19 and Human Services shall collect data relating to the cost
20 differential between hospital outpatient services performed
21 in a hospital operating room and those performed in an
22 office setting within a hospital in order to determine
23 whether such services are being properly coded for claims,
24 based on setting, for payment under section 1833(i)(2)(D)
25 of the Social Security Act (42 U.S.C. 1395l(i)(2)(D)) and

1 to determine if further changes are needed in the classi-
2 fication system for covered outpatient department services
3 (as described in section 1833(t)(2)(A) of the Social Secu-
4 rity Act (42 U.S.C. 1395l(t)(2)(A)).