

114TH CONGRESS
1ST SESSION

H. R. 3821

To amend title XIX to require the publication of a provider directory in the case of States providing for medical assistance on a fee-for-service basis or through a primary care case-management system, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 23, 2015

Mr. COLLINS of New York (for himself and Mr. TONKO) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend title XIX to require the publication of a provider directory in the case of States providing for medical assistance on a fee-for-service basis or through a primary care case-management system, 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 “Medicaid Directory of
5 Caregivers Act” or the “Medicaid DOC Act”.

1 **SEC. 2. REQUIRING PUBLICATION OF FEE-FOR-SERVICE**
2 **PROVIDER DIRECTORY.**

3 (a) IN GENERAL.—Section 1902(a) of the Social Se-
4 curity Act (42 U.S.C. 1396a(a)) is amended by inserting
5 after paragraph (77) the following new paragraph:

6 “(78) provide that, not later than 180 days
7 after the date of the enactment of this paragraph,
8 in the case of a State plan that provides medical as-
9 sistance on a fee-for-service basis or through a pri-
10 mary care case-management system described in sec-
11 tion 1915(b)(1) (other than a primary care case
12 management entity (as defined by the Secretary)),
13 the State shall publish (and update on at least an
14 annual basis) on the public Website of the State
15 agency administering the State plan, a directory of
16 the providers (including, at a minimum, primary and
17 specialty care physicians) that received payment
18 under the State plan in the preceding 12-month pe-
19 riod that includes—

20 “(A) with respect to each such provider—

21 “(i) the name of the provider;

22 “(ii) the specialty of the provider;

23 “(iii) the address of the provider; and

24 “(iv) the telephone number of the pro-
25 vider; and

1 “(B) with respect to any such provider
2 participating in such a primary care case-man-
3 agement system, information regarding—

4 “(i) whether the provider is accepting
5 as new patients individuals who receive
6 medical assistance under this title; and

7 “(ii) the provider’s cultural and lin-
8 guistic capabilities, including the languages
9 spoken by the provider or by the skilled
10 medical interpreter providing interpreta-
11 tion services at the provider’s office.”.

12 (b) RULE OF CONSTRUCTION.—

13 (1) IN GENERAL.—The amendment made by
14 subsection (a) shall not be construed to apply in the
15 case of a State in which all the individuals enrolled
16 in the State plan under title XIX of the Social Secu-
17 rity Act (or under a waiver of such plan), other than
18 individuals described in paragraph (2), are enrolled
19 with a medicaid managed care organization (as de-
20 fined in section 1903(m)(1)(A) of such Act (42
21 U.S.C. 1396b(m)(1)(A))), including prepaid inpa-
22 tient health plans and prepaid ambulatory health
23 plans (as defined by the Secretary).

24 (2) INDIVIDUALS DESCRIBED.—An individual
25 described in this paragraph is an individual who is

1 an Indian (as defined in section 4 of the Indian
2 Health Care Improvement Act (25 U.S.C. 1603)) or
3 an Alaska Native.

4 (c) EXCEPTION FOR STATE LEGISLATION.—In the
5 case of a State plan under title XIX of the Social Security
6 Act (42 U.S.C. 1396 et seq.), which the Secretary deter-
7 mines requires State legislation in order for the respective
8 plan to meet one or more additional requirements imposed
9 by amendments made by this section, the respective plan
10 shall not be regarded as failing to comply with the require-
11 ments of such title solely on the basis of its failure to meet
12 such an additional requirement before the first day of the
13 first calendar quarter beginning after the close of the first
14 regular session of the State legislature that begins after
15 the date of enactment of this section. For purposes of the
16 previous sentence, in the case of a State that has a 2-
17 year legislative session, each year of the session shall be
18 considered to be a separate regular session of the State
19 legislature.

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