[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.

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IN THE HOUSE OF REPRESENTATIVES

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

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

“(F)(i) With respect to a targeted test or procedure (as defined in clause (ii)) furnished during 2018 or a subsequent year (before 2028) to an individual in an ambulatory surgical center, the payment amount for such test or procedure that would otherwise be determined under the revised payment system under subparagraph (D), without application of this subparagraph, shall be equal to the payment amount for such test or procedure furnished in 2016.

“(ii) For purposes of clause (i), the term ‘targeted test or procedure’ means a test or procedure to which Health Care Procedure Coding System 62264, 62321, 62323, 64490, 64493, or G0260 applies.”.

(b) DATA COLLECTION.—The Secretary of Health and Human Services shall collect data relating to the cost differential between hospital outpatient services performed in a hospital operating room and those performed in an office setting within a hospital in order to determine whether such services are being properly coded for claims, based on setting, for payment under section 1833(i)(2)(D) of the Social Security Act (42 U.S.C. 1395l(i)(2)(D)) and
to determine if further changes are needed in the classification system for covered outpatient department services (as described in section 1833(t)(2)(A) of the Social Security Act (42 U.S.C. 1395l(t)(2)(A)).