

115TH CONGRESS
1ST SESSION

H. R. 3166

To amend title XVIII of the Social Security Act to provide under the Medicare program for independent accreditation for dialysis facilities and assurance of high quality surveys with respect to such facilities.

IN THE HOUSE OF REPRESENTATIVES

JULY 6, 2017

Ms. JENKINS of Kansas (for herself and Mr. LEWIS of Georgia) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title XVIII of the Social Security Act to provide under the Medicare program for independent accreditation for dialysis facilities and assurance of high quality surveys with respect to such facilities.

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. INDEPENDENT ACCREDITATION FOR DIALYSIS**

4 **FACILITIES AND ASSURANCE OF HIGH QUAL-**

5 **ITY SURVEYS.**

6 (a) ACCREDITATION AND SURVEYS.—

1 (1) IN GENERAL.—Section 1865 of the Social
2 Security Act (42 U.S.C. 1395bb) is amended—

3 (A) in subsection (a)—

4 (i) in paragraph (1), in the matter
5 preceding subparagraph (A), by striking
6 “or the conditions and requirements under
7 section 1881(b)”;

8 (ii) in paragraph (4), by inserting
9 “(including a renal dialysis facility)” after
10 “facility”;

11 (B) by adding at the end the following new
12 subsection:

13 “(e) With respect to an accreditation body that has
14 received approval from the Secretary under subsection
15 (a)(3)(A) for accreditation of provider entities that are re-
16 quired to meet the conditions and requirements under sec-
17 tion 1881(b), in addition to review and oversight authori-
18 ties otherwise applicable under this title, the Secretary
19 shall (as the Secretary determines appropriate) conduct,
20 with respect to such accreditation body and provider enti-
21 ties, any or all of the following more frequently than is
22 otherwise required to be conducted under this title with
23 respect to other accreditation bodies or other provider en-
24 titles:

1 “(1) Validation surveys referred to in sub-
2 section (d).

3 “(2) Accreditation program reviews (as defined
4 in section 488.8(c) of title 42 of the Code of Federal
5 Regulations, or a successor regulation).

6 “(3) Performance reviews (as defined in section
7 488.8(a) of title 42 of the Code of Federal Regula-
8 tions, or a successor regulation).”.

9 (2) TIMING FOR ACCEPTANCE OF REQUESTS
10 FROM ACCREDITATION ORGANIZATIONS.—Not later
11 than 90 days after the date of enactment of this
12 Act, the Secretary of Health and Human Services
13 shall begin accepting requests from national accredi-
14 tation bodies for a finding described in section
15 1865(a)(3)(A) of the Social Security Act (42 U.S.C.
16 1395bb(a)(3)(A)) for purposes of accrediting pro-
17 vider entities that are required to meet the condi-
18 tions and requirements under section 1881(b) of
19 such Act (42 U.S.C. 1395rr(b)).

20 (b) REQUIREMENT FOR TIMING OF SURVEYS OF
21 NEW DIALYSIS FACILITIES.—Section 1881(b)(1) of the
22 Social Security Act (42 U.S.C. 1395rr(b)(1)) is amended
23 by adding at the end the following new sentence: “Begin-
24 ning 180 days after the date of the enactment of this sen-
25 tence, an initial survey of a provider of services or a renal

1 dialysis facility to determine if the conditions and require-
2 ments under this paragraph are met shall be initiated not
3 later than 90 days after such date on which both the pro-
4 vider enrollment form (without regard to whether such
5 form is submitted prior to or after such date of enactment)
6 has been determined by the Secretary to be complete and
7 the provider's enrollment status indicates approval is
8 pending the results of such survey.”.

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