

116TH CONGRESS  
1ST SESSION

# H. R. 813

To amend title XVIII of the Social Security Act to provide for temporary stabilization of Medicare Advantage payments following Hurricane Maria.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 28, 2019

Miss GONZÁLEZ-COLÓN of Puerto Rico (for herself, Mr. SERRANO, Mr. FITZPATRICK, Mr. SOTO, Ms. VELÁZQUEZ, Mrs. RADEWAGEN, and Mr. KING of New York) 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

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## A BILL

To amend title XVIII of the Social Security Act to provide for temporary stabilization of Medicare Advantage payments following Hurricane Maria.

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 “Puerto Rico Integrity  
5 in Medicare Advantage Act”.

1 **SEC. 2. TEMPORARY STABILIZATION OF MEDICARE ADVAN-**  
2 **TAGE PAYMENTS FOLLOWING HURRICANE**  
3 **MARIA.**

4 (a) **IN GENERAL.**—Section 1853(n) of the Social Se-  
5 curity Act (42 U.S.C. 1395w–23(n)) is amended—

6 (1) in paragraph (1)(B), by striking “subse-  
7 quent year” and inserting “subsequent year, subject  
8 to paragraph (6),”; and

9 (2) by adding at the end the following new  
10 paragraph:

11 “(6) **AVERAGE GEOGRAPHIC ADJUSTMENT**  
12 **FLOOR.**—For each of 2020, 2021, and 2022, when  
13 calculating the adjusted average per capita cost  
14 under section 1876(a)(4) for the purposes of estab-  
15 lishing the base payment amount specified in para-  
16 graph (2)(E), the average geographic adjustment  
17 shall not be less than 0.70 for any area. For pur-  
18 poses of the previous sentence, the Secretary may  
19 define the term ‘average geographic adjustment’ by  
20 program instruction or otherwise.”.

21 (b) **ENSURING PAYMENTS FLOW TO PUERTO RICO**  
22 **PROVIDERS AND PATIENTS.**—Section 1854(a)(6) of the  
23 Social Security Act (42 U.S.C. 1395w–24(a)(6)) is  
24 amended by adding at the end the following new subpara-  
25 graph:

1           “(C) STRENGTHENING SUPPORT TO  
2 HEALTH CARE PROVIDERS IN PUERTO RICO.—  
3 With respect to plans serving areas in Puerto  
4 Rico, of the increase in blended benchmark  
5 amount attributable to section 1853(n)(6), no  
6 less than 50 percent is directed toward provider  
7 compensation.”.

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