

**Calendar No. 187**114TH CONGRESS  
1ST SESSION**S. 1362****[Report No. 114-108]**

To amend title XI of the Social Security Act to clarify waiver authority regarding programs of all-inclusive care for the elderly (PACE programs).

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## IN THE SENATE OF THE UNITED STATES

MAY 18, 2015

Mr. CARPER (for himself, Mr. TOOMEY, Mr. CASEY, Mr. WARNER, Ms. STABENOW, Mr. ROBERTS, Mr. SCHUMER, and Mr. BURR) introduced the following bill; which was read twice and referred to the Committee on Finance

JULY 30, 2015

Reported by Mr. HATCH, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]**A BILL**

To amend title XI of the Social Security Act to clarify waiver authority regarding programs of all-inclusive care for the elderly (PACE programs).

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. CLARIFICATION OF WAIVER AUTHORITY RE-**  
 2 **GARDING PACE PROGRAMS.**

3 (a) CLARIFICATION OF WAIVER AUTHORITY RE-  
 4 GARDING PACE PROGRAMS.—Subsection (d)(1) of section  
 5 1115A of the Social Security Act (42 U.S.C. 1315a) is  
 6 amended—

7 (1) by inserting “(other than subsections  
 8 (b)(1)(A) and (c)(5) of section 1894)” after  
 9 “XVIII”; and

10 (2) by striking “and 1903(m)(2)(A)(iii)” and  
 11 inserting “1903(m)(2)(A)(iii), and 1934 (other than  
 12 subsections (b)(1)(A) and (c)(5) of such section)”.

13 (b) SENSE OF THE SENATE.—It is the sense of the  
 14 Senate that the Secretary of Health and Human Services  
 15 should use the waiver authority provided under the  
 16 amendments made by this section to provide, in a budget  
 17 neutral and expeditious manner, programs of all-inclusive  
 18 care for the elderly (PACE programs) with increased oper-  
 19 ational flexibility to support the ability of such programs  
 20 to improve and innovate and to reduce technical and ad-  
 21 ministrative barriers that have hindered enrollment in  
 22 such programs.

23 **SECTION 1. CLARIFICATION OF WAIVER AUTHORITY RE-**  
 24 **GARDING PACE PROGRAMS.**

25 *Subsection (d)(1) of section 1115A of the Social Secu-*  
 26 *rity Act (42 U.S.C. 1315a) is amended by striking “and*

- 1 *1903(m)(2)(A)(iii)” and inserting “1903(m)(2)(A)(iii),*
- 2 *and 1934 (other than subsections (b)(1)(A) and (c)(5) of*
- 3 *such section)”.*

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114<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

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