

117TH CONGRESS
1ST SESSION

S. 1568

To amend title XVIII of the Social Security Act to provide a waiver of the cap on annual payments for nursing and allied health education payments.

IN THE SENATE OF THE UNITED STATES

MAY 11, 2021

Mr. BROWN (for himself, Mrs. CAPITO, Mr. MENENDEZ, Mr. PORTMAN, and Ms. DUCKWORTH) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XVIII of the Social Security Act to provide a waiver of the cap on annual payments for nursing and allied health education payments.

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 “Technical Reset to Ad-
5 vance the Instruction of Nurses Act” or the “TRAIN
6 Act”.

1 **SEC. 2. WAIVER OF CAP ON ANNUAL PAYMENTS FOR NURS-**
 2 **ING AND ALLIED HEALTH EDUCATION PAY-**
 3 **MENTS.**

4 (a) IN GENERAL.—Section 1886(l)(2)(B) of the So-
 5 cial Security Act (42 U.S.C. 1395ww(l)(2)(B)) is amend-
 6 ed—

7 (1) by striking “PAYMENTS.—Such ratio” and
 8 inserting “PAYMENTS.—

9 “(i) IN GENERAL.—Subject to clause
 10 (ii), such ratio”; and

11 (2) by adding at the end the following new
 12 clause:

13 “(ii) EXCEPTION TO ANNUAL LIMITA-
 14 TION FOR EACH OF 2010 THROUGH 2019.—
 15 For each of 2010 through 2019, the limi-
 16 tation under clause (i) on the total amount
 17 of additional payments for nursing and al-
 18 lied health education to be distributed to
 19 hospitals under this subsection for portions
 20 of cost reporting periods occurring in the
 21 year shall not apply to such payments
 22 made in such year.”.

23 (b) NO AFFECT ON PAYMENTS FOR DIRECT GRAD-
 24 UATE MEDICAL EDUCATION.—Section 1886(h)(3)(D)(iii)
 25 of the Social Security Act (42 U.S.C.
 26 1395ww(h)(3)(D)(iii)) is amended by adding at the end

1 the following sentence: “In applying the preceding sen-
2 tence for each of 2010 through 2019, the Secretary shall
3 not take into account any increase in the total amount
4 of such additional payment amounts for such nursing and
5 allied health education for portions of cost reporting peri-
6 ods occurring in the year pursuant to the application of
7 paragraph (2)(B)(ii) of such subsection.”.

8 (c) RETROACTIVE APPLICATION.—The amendments
9 made by this section shall apply to payments made for
10 portions of cost reporting periods occurring in 2010 and
11 subsequent years.

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