

114TH CONGRESS
1ST SESSION

S. 2118

To amend title XIX of the Social Security Act to extend the application of the Medicare payment rate floor to primary care services furnished under Medicaid and to apply the rate floor to additional providers of primary care services.

IN THE SENATE OF THE UNITED STATES

OCTOBER 1, 2015

Ms. KLOBUCHAR (for herself and Mr. HEINRICH) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To amend title XIX of the Social Security Act to extend the application of the Medicare payment rate floor to primary care services furnished under Medicaid and to apply the rate floor to additional providers of primary care 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. SHORT TITLE.**

4 This Act may be cited as the “Ensuring Enhanced
5 Access to Primary Care Act”.

1 **SEC. 2. EXTENSION OF APPLICATION OF MEDICARE PAY-**
2 **MENT RATE FLOOR TO PRIMARY CARE SERV-**
3 **ICES FURNISHED UNDER MEDICAID AND AP-**
4 **PLICATION TO ADDITIONAL PROVIDERS.**

5 (a) RENEWAL OF PAYMENT FLOOR; ADDITIONAL
6 PROVIDERS.—Section 1902(a)(13) of the Social Security
7 Act (42 U.S.C. 1396a(a)(13)) is amended by striking sub-
8 paragraph (C) and inserting the following:

9 “(C) payment for primary care services (as
10 defined in subsection (jj)) at a rate that is not
11 less than 100 percent of the payment rate that
12 applies to such services and physician under
13 part B of title XVIII (or, if greater, the pay-
14 ment rate that would be applicable under such
15 part if the conversion factor under section
16 1848(d) for the year involved were the conver-
17 sion factor under such section for 2009), and
18 that is not less than the rate that would other-
19 wise apply to such services under this title if
20 the rate were determined without regard to this
21 subparagraph, and that are—

22 “(i) furnished in 2013 and 2014, by a
23 physician with a primary specialty designa-
24 tion of family medicine, general internal
25 medicine, or pediatric medicine; or

1 “(ii) furnished in the 2-year period
2 that begins on the first day of the first
3 month that begins after the date of enact-
4 ment of the Ensuring Enhanced Access to
5 Primary Care Act—

6 “(I) by a physician with a pri-
7 mary specialty designation of family
8 medicine, general internal medicine,
9 or pediatric medicine, but only if the
10 physician self-attests that the physi-
11 cian is Board certified in family medi-
12 cine, general internal medicine, or pe-
13 diatric medicine;

14 “(II) by a physician with a pri-
15 mary specialty designation of obstet-
16 rics and gynecology, but only if the
17 physician self-attests that the physi-
18 cian is Board certified in obstetrics
19 and gynecology; or

20 “(III) by physician with a pri-
21 mary specialty designation of psychi-
22 atry or neurology, but only if the phy-
23 sician self-attests that the physician is
24 Board certified in psychiatry or neu-
25 rology;”.

1 (b) CONFORMING AMENDMENT.—Section 1905(dd)
2 of the Social Security Act (42 U.S.C. 1396d(dd)) is
3 amended by inserting “or furnished during the 2-year pe-
4 riod that begins on the first day of the first month that
5 begins after the date of enactment of the Ensuring En-
6 hanced Access to Primary Care Act,” after “2015,”.

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