

.....
(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R. _____

To amend title XVIII of the Social Security Act to increase the nonfacility practice expense relative value units for specified services furnished under the Medicare program.

IN THE HOUSE OF REPRESENTATIVES

Mr. BILIRAKIS introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title XVIII of the Social Security Act to increase the nonfacility practice expense relative value units for specified services furnished under the Medicare program.

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 “Providing Relief and
5 Stability for Medicare Patients Act of 2023”.

1 **SEC. 2. INCREASING THE NONFACILITY PRACTICE EX-**
2 **PENSE RELATIVE VALUE UNITS FOR SPECI-**
3 **FIED SERVICES FURNISHED UNDER THE**
4 **MEDICARE PROGRAM.**

5 (a) IN GENERAL.—Section 1848(c)(2) of the Social
6 Security Act (42 U.S.C. 1395w–4(c)(2)) is amended by
7 adding at the end the following subparagraph:

8 “(P) INCREASE OF NONFACILITY PRACTICE
9 EXPENSE RELATIVE VALUE UNITS FOR SPECI-
10 FIED SERVICES.—

11 “(i) IN GENERAL.—The Secretary
12 shall increase the nonfacility practice ex-
13 pense relative value units applied to a
14 specified service (as defined in clause (ii))
15 furnished in—

16 “(I) 2024, by 10 percent of the
17 number of nonfacility practice expense
18 relative value units that would other-
19 wise apply to such service furnished in
20 such year without application of this
21 clause; and

22 “(II) 2025, by 15 percent of the
23 number of nonfacility practice expense
24 relative value units that would other-
25 wise apply to such service furnished in

1 such year without application of this
2 clause.

3 “(ii) SPECIFIED SERVICE DEFINED.—

4 For purposes of this subparagraph, the
5 term ‘specified service’ means, with respect
6 to a service furnished in a year, a service
7 with a nonfacility practice expense relative
8 value unit that was calculated for such
9 year (without application of this subpara-
10 graph) based on 65 percent or more of the
11 service’s direct practice expense cost being
12 attributed to equipment and supply costs.

13 “(iii) FUNDING.—There shall be
14 transferred from the General Fund of the
15 Treasury to the Federal Supplementary
16 Medical Insurance Trust Fund under sec-
17 tion 1841 such sums as the Secretary de-
18 termines are necessary for purposes of in-
19 creasing payment amounts pursuant to
20 this subparagraph, to remain available
21 until expended.”.

22 (b) NONAPPLICATION OF BUDGET NEUTRALITY.—

23 Section 1848(c)(2)(B)(iv) of the Social Security Act (42
24 U.S.C. 1395w-4(c)(2)(B)(iv)) is amended—

1 could impede a patient's access to such services
2 (such as increased cost sharing);

3 (2) an analysis of any change in the proportion
4 of services payable under such schedule furnished in
5 nonfacility settings compared to the proportion of
6 such services furnished at other sites of service over
7 such period, including an analysis of the impact of
8 any such change on health system consolidation, un-
9 derserved and rural populations, quality of care of
10 Medicare beneficiaries, and increased cost to the
11 Medicare program;

12 (3) an analysis of whether significant annual
13 changes in provider reimbursement are a cause of
14 any change described in paragraph (2), disruptions
15 in patient access to services, and increased cost
16 sharing; and

17 (4) taking into account the analyses described
18 in paragraphs (1) through (3), recommendations for
19 improving Medicare patient access to specified serv-
20 ices (as defined in section 1848(c)(2)(P) of the So-
21 cial Security Act, as added by subsection (a)) and
22 minimizing health system consolidation.