

108TH CONGRESS
1ST SESSION

S. 1897

To amend title XVIII of the Social Security Act to provide a clarification of congressional intent regarding the counting of residents in a nonprovider setting for purposes making payment for medical education under the medicare program.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 20, 2003

Ms. SNOWE 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 clarification of congressional intent regarding the counting of residents in a nonprovider setting for purposes making payment for medical education 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 “Medicare Education
5 Payment Clarification Act of 2003”.

1 **SEC. 2. CLARIFICATION OF CONGRESSIONAL INTENT RE-**
2 **GARDING THE COUNTING OF RESIDENTS IN A**
3 **NONPROVIDER SETTING.**

4 (a) D-GME.—Section 1886(h)(4)(E) of the Social
5 Security Act (42 U.S.C. 1395ww(h)(4)(E)) is amended by
6 adding at the end the following new sentence: “For pur-
7 poses of the preceding sentence time shall only be counted
8 from the effective date of a written agreement between
9 the hospital and the entity owning or operating a nonpro-
10 vider setting. The effective date of such written agreement
11 shall be determined in accordance with generally accepted
12 accounting principles. All, or substantially all, of the costs
13 for the training program in that setting shall be defined
14 as the residents’ stipends and benefits and other costs, if
15 any, as determined by the parties.”.

16 (b) IME.—Section 1886(d)(5)(B)(iv) of the Social
17 Security Act (42 U.S.C. 1395ww(d)(5)(B)(iv)) is amended
18 by adding at the end the following new sentence: “For
19 purposes of the preceding sentence time shall only be
20 counted from the effective date of a written agreement be-
21 tween the hospital and the entity owning or operating a
22 nonprovider setting. The effective date of such written
23 agreement shall be determined in accordance with gen-
24 erally accepted accounting principles. All, or substantially
25 all, of the costs for the training program in that setting

1 shall be defined as the residents' stipends and benefits and
2 other costs, if any, as determined by the parties.”.

3 (c) APPLICATION.—The amendments made by this
4 section shall only apply with respect to approved medical
5 residency training programs in the fields of allopathic and
6 osteopathic medicine.

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