

110TH CONGRESS
1ST SESSION

S. 954

To amend title XVIII of the Social Security Act to provide for a technical correction to the amendments made by section 422 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003.

IN THE SENATE OF THE UNITED STATES

MARCH 21, 2007

Mr. KOHL (for himself and Mr. FEINGOLD) 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 for a technical correction to the amendments made by section 422 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003.

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 Residency
5 Program Technical Correction Act of 2007”.

1 **SEC. 2. REINSTATEMENT OF FULL-TIME EQUIVALENT RESI-**
 2 **DENT SLOTS THAT WERE ERRONEOUSLY**
 3 **ELIMINATED.**

4 (a) IN GENERAL.—Section 1886(h)(7) of the Social
 5 Security Act (42 U.S.C. 1395ww(h)(7)) is amended—

6 (1) by redesignating subparagraph (D) as sub-
 7 paragraph (E); and

8 (2) by inserting after subparagraph (C) the fol-
 9 lowing new subparagraph:

10 “(D) ADJUSTMENT BASED ON SETTLED
 11 COST REPORT.—In the case of a hospital for
 12 which—

13 “(i) the otherwise applicable resident
 14 limit was reduced under subparagraph
 15 (A)(i)(I); and

16 “(ii) such reduction was based on a
 17 reference resident level that was deter-
 18 mined using a cost report that was subse-
 19 quently settled, whether as a result of an
 20 appeal or otherwise, and the reference resi-
 21 dent level under such settled cost report is
 22 higher than the level used for the reduction
 23 under subparagraph (A)(i)(I),

24 the Secretary shall apply subparagraph
 25 (A)(i)(I) using the higher resident reference
 26 level and make any necessary adjustments to

1 such reduction. Any such necessary adjustments
2 shall be effective for portions of cost reporting
3 periods occurring on or after July 1, 2005.”.

4 (b) EFFECTIVE DATE.—The amendments made by
5 this section shall take effect as if included in the enact-
6 ment of section 422 of the Medicare Prescription Drug,
7 Improvement, and Modernization Act of 2003 (Public Law
8 108–173).

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