

118TH CONGRESS  
1ST SESSION

# H. R. 3368

To require the Secretary of Veterans Affairs to publish a rule to implement the requirement that the Secretary be permitted to waive the limitation in law on reimbursement of veterans receiving domiciliary care in State homes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2023

Mr. GOLDEN of Maine (for himself and Ms. PINGREE) introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

To require the Secretary of Veterans Affairs to publish a rule to implement the requirement that the Secretary be permitted to waive the limitation in law on reimbursement of veterans receiving domiciliary care in State homes.

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 “Reimburse Veterans  
5 for Domiciliary Care Act”.

1 **SEC. 2. PUBLICATION OF RULE FOR WAIVER ON LIMITA-**  
2 **TION OF PAYMENTS TO STATE HOMES FOR**  
3 **DOMICILIARY CARE PROVIDED TO VET-**  
4 **ERANS.**

5 (a) **PROPOSED RULE.**—Not later than 90 days after  
6 the date of the enactment of this Act, the Secretary of  
7 Veterans Affairs shall prescribe and publish in the Federal  
8 Register a proposed rule implementing the requirement  
9 under section 3007(a) of the Johnny Isakson and David  
10 P. Roe, M.D. Veterans Health Care and Benefits Improve-  
11 ment Act of 2020 (Public Law 116–315; 38 U.S.C. 1741  
12 note).

13 (b) **FINAL RULE.**—Not later than 180 days after the  
14 publication of the initial rule required under subsection  
15 (a), or the date that is 260 days after the date of the  
16 enactment of this Act, whichever occurs first, the Sec-  
17 retary shall prescribe and publish in the Federal Register  
18 a final rule implementing the requirement specified in  
19 such subsection.

20 (c) **RETROACTIVE PAYMENTS.**—In prescribing the  
21 proposed rule under subsection (a) and the final rule  
22 under subsection (b), the Secretary shall ensure that the  
23 authority of the Secretary to provide payments to State  
24 homes (as defined in section 101(19) of title 38, United

- 1 States Code) pursuant to any such rule is retroactive to
- 2 January 5, 2021.

