

118TH CONGRESS
2D SESSION

H. R. 8244

To amend titles XVIII and XIX of the Social Security Act ensure appropriate approval for certain skilled nursing facility and nursing facility nursing aide training and competency evaluation programs under the Medicare and Medicaid program.

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 2024

Mr. ESTES (for himself and Mr. CONNOLLY) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend titles XVIII and XIX of the Social Security Act ensure appropriate approval for certain skilled nursing facility and nursing facility nursing aide training and competency evaluation programs under the Medicare and Medicaid 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 “Ensuring Seniors’ Ac-
5 cess to Quality Care Act”.

1 **SEC. 2. ENSURING APPROPRIATE APPROVAL FOR CERTAIN**
2 **SKILLED NURSING FACILITY AND NURSING**
3 **FACILITY NURSING AIDE TRAINING AND**
4 **COMPETENCY EVALUATION PROGRAMS**
5 **UNDER THE MEDICARE AND MEDICAID PRO-**
6 **GRAM.**

7 (a) **MEDICARE.**—Section 1819(f)(2) of the Social Se-
8 curity Act (42 U.S.C. 1395i–3(f)(2)) is amended—

9 (1) in subparagraph (B)(iii)—

10 (A) by striking “subparagraphs (C) and
11 (D)” and inserting “subparagraph (C)”; and

12 (B) in subclause (I)—

13 (i) in item (b), by striking “or” at the
14 end;

15 (ii) by amending item (c) to read as
16 follows:

17 “(c) has been assessed a
18 civil money penalty described in
19 subsection (h)(2)(B)(ii) or sec-
20 tion 1919(h)(2)(A)(ii) of not less
21 than \$12,924 and has been cited
22 for a deficiency relating to the
23 quality of care provided to resi-
24 dents of the facility; or”; and

25 (iii) by adding at the end the fol-
26 lowing new item:

1 “(d) has been subject to a
2 remedy described in clause (i) or
3 (iii) of subsection (h)(2)(B), sub-
4 section (h)(4), section
5 1919(h)(1)(B)(i), or in clause (i),
6 (iii), or (iv) of section
7 1919(h)(2)(A), or”; and

8 (2) by striking subparagraph (D).

9 (b) MEDICAID.—Section 1919(f)(2) of the Social Se-
10 curity Act (42 U.S.C. 1396r(f)(2)) is amended—

11 (1) in subparagraph (B)(iii)—

12 (A) in the matter preceding subclause (I),
13 by striking “subparagraphs (C) and (D)” and
14 inserting “subparagraph (C)”; and

15 (B) in subclause (I)—

16 (i) in item (b), by striking “or” at the
17 end;

18 (ii) by amending item (c) to read as
19 follows:

20 “(c) has been assessed a
21 civil money penalty described in
22 subsection (h)(2)(A)(ii) or section
23 1819(h)(2)(B)(ii) of not less than
24 \$12,924 and has been cited for a
25 deficiency relating to the quality

1 of care provided to residents of
2 the facility; or”; and

3 (iii) by adding at the end the fol-
4 lowing new item:

5 “(d) has been subject to a
6 remedy described in subsection
7 (h)(1)(B)(i), clauses (i), (iii), or
8 (iv) of subsection (h)(2)(A),
9 clauses (i) or (iii) of section
10 1819(h)(2)(B), or section
11 1819(h)(4), or”; and

12 (2) by striking subparagraph (D).

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