

112TH CONGRESS
1ST SESSION

S. 688

To amend title XVIII of the Social Security Act to apply the additional Medicare HITECH payment provisions to hospitals in Puerto Rico.

IN THE SENATE OF THE UNITED STATES

MARCH 30, 2011

Mr. MENENDEZ (for himself, Mr. KERRY, Mrs. GILLIBRAND, Mr. SCHUMER, and Mr. BINGAMAN) 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 apply the additional Medicare HITECH payment provisions to hospitals in Puerto Rico.

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 “Puerto Rico Hospital
5 HITECH Amendments of 2011”.

6 **SEC. 2. APPLICATION OF MEDICARE HITECH PAYMENTS TO**
7 **HOSPITALS IN PUERTO RICO.**

8 (a) IN GENERAL.—Subsection (n)(6)(B) of section
9 1886 of the Social Security Act (42 U.S.C. 1395ww) is

1 amended by striking “subsection (d) hospital” and insert-
2 ing “hospital that is a subsection (d) hospital or a sub-
3 section (d) Puerto Rico hospital”.

4 (b) CONFORMING AMENDMENTS.—(1) Subsection
5 (b)(3)(B)(ix) of such section is amended—

6 (A) in subclause (I), by striking “(n)(6)(A)”
7 and inserting “(n)(6)(B)”; and

8 (B) in subclause (II), by striking “subsection
9 (d) hospital” and inserting “an eligible hospital”.

10 (2) Paragraphs (2) and (4)(A) of section 1853(m) of
11 the Social Security Act (42 U.S.C. 1395w–23(m)) are
12 each amended by striking “1886(n)(6)(A)” and inserting
13 “1886(n)(6)(B)”.

14 (c) IMPLEMENTATION.—Notwithstanding any other
15 provision of law, the Secretary of Health and Human
16 Services may implement the amendments made by sub-
17 sections (a) and (b) by program instruction or otherwise.

18 (d) EFFECTIVE DATE.—The amendments made by
19 this section shall apply as if included in the enactment
20 of the American Recovery and Reinvestment Act of 2009
21 (Public Law 111–3).

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