

.....
(Original Signature of Member)

118TH CONGRESS
2D SESSION

H. R. _____

To amend title XVIII of the Social Security Act to increase the cap on payment for nursing and allied health education for managed care enrollees under the Medicare program, and to adjust allowable direct and indirect costs for nursing and allied health education programs.

IN THE HOUSE OF REPRESENTATIVES

Mr. LAHOOD introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title XVIII of the Social Security Act to increase the cap on payment for nursing and allied health education for managed care enrollees under the Medicare program, and to adjust allowable direct and indirect costs for nursing and allied health education programs.

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 “Rebuild America’s
5 Health Care Schools Act of 2024”.

1 **SEC. 2. INCREASING CAP ON PAYMENT FOR NURSING AND**
2 **ALLIED HEALTH EDUCATION FOR MANAGED**
3 **CARE ENROLLEES.**

4 Section 1886(l)(2)(B) of the Social Security Act (42
5 U.S.C. 1395ww(l)(2)(B)) is amended—

6 (1) in clause (i), by striking “\$60,000,000” and
7 inserting “the limitation amount specified in clause
8 (iii)”; and

9 (2) by adding at the end the following new
10 clause:

11 “(iii) LIMITATION AMOUNT.—For pur-
12 poses of clause (i), the limitation amount
13 specified in this clause is—

14 “(I) for a year before 2025,
15 \$60,000,000; and

16 “(II) for 2025 and each subse-
17 quent year, \$140,000,000.”.

18 **SEC. 3. ADJUSTING ALLOWABLE DIRECT AND INDIRECT**
19 **COSTS FOR NURSING AND ALLIED HEALTH**
20 **EDUCATION PROGRAMS.**

21 (a) IN GENERAL.—Section 1861(v)(1) of the Social
22 Security Act (42 U.S.C. 1395x(v)(1)) is amended by add-
23 ing at the end the following new subparagraph:

24 “(X)(i) In determining such reasonable
25 costs for nursing and allied health education
26 furnished by a hospital, beginning with respect

1 to cost reporting periods beginning on or after
2 the date of the enactment of the Rebuild Amer-
3 ica’s Health Care Schools Act of 2024, the Sec-
4 retary shall include as reasonable costs all di-
5 rect and indirect costs incurred by a hospital
6 participating in a nursing and allied health edu-
7 cation program licensed by State law or accred-
8 ited by a national or regional professional orga-
9 nization, including costs that—

10 “(I) were directly incurred by the hos-
11 pital;

12 “(II) were allocated to the hospital by
13 a related entity holding the applicable
14 State license or accreditation by a national
15 or regional professional organization; or

16 “(III) were associated with the train-
17 ing of a program participant at the hos-
18 pital or at a related entity.

19 “(ii) For purposes of clause (i), the term
20 ‘related entity’ means, with respect to a hos-
21 pital, any entity that is related by common own-
22 ership or control to—

23 “(I) the hospital itself; or

24 “(II) an entity—

1 “(aa) in which the hospital (or
2 another entity that is a related entity
3 with respect to the hospital) is the
4 sole corporate member;

5 “(bb) that is the sole corporate
6 member of the hospital;

7 “(cc) that is part of the same
8 legal entity as the hospital; or

9 “(dd) that shares a board with
10 the hospital.”.

11 (b) ALLOWING HEALTH SYSTEMS AND HOSPITAL-
12 BASED SCHOOLS TO PROVIDE CLINICAL TRAINING AND
13 SUPPORT.—Not later than 120 days after the date of the
14 enactment of this section, the Secretary of Health and
15 Human Services shall issue such rules as are necessary
16 to carry out the amendments made by subsection (a).

17 (c) PROHIBITING RECOUPMENT OF CERTAIN COSTS
18 UNDER MEDICARE.—

19 (1) IN GENERAL.—Beginning on the date of the
20 enactment of this section, the Secretary of Health
21 and Human Services may not recoup or reduce pay-
22 ments made to a hospital under part A of title
23 XVIII of the Social Security Act (42 U.S.C. 1395c
24 et seq.) for costs related to an approved nursing or
25 allied health education program that are included on

1 the Medicare cost report for such hospital if such
2 costs would be allowable after such revisions take ef-
3 fect.

4 (2) REFUND OF AMOUNTS RECOUPED.—If, dur-
5 ing the 6-year period ending on the date of the en-
6 actment of this section, the Secretary recouped or
7 reduced payments made to a hospital under such
8 part A for costs described in paragraph (1), the Sec-
9 retary shall refund to the hospital the amount so re-
10 couped or reduced.