

115TH CONGRESS
1ST SESSION

H. R. 4215

To amend title XVIII of the Social Security Act to ensure that providers of services receive adequate payments for the acquisition of hematopoietic stem cells under the Medicare program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 1, 2017

Mr. PAULSEN (for himself, Mr. KIND, Ms. MATSUI, and Mr. BILIRAKIS) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend title XVIII of the Social Security Act to ensure that providers of services receive adequate payments for the acquisition of hematopoietic stem cells under the Medicare program, and for other purposes.

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. HEMATOPOETIC STEM CELL ACQUISITION PAY-**
4 **MENTS.**

5 Section 1886(d)(5) of the Social Security Act (42
6 U.S.C. 1395ww(d)(5)) is amended by adding at the end
7 the following new subparagraph:

1 “(M)(i) For cost reporting periods beginning on or
2 after October 1, 2018, in the case of a provider of services
3 that furnishes a hematopoietic stem cell transplant during
4 such a period, the Secretary shall provide a separate pay-
5 ment for such provider consistent with the payment meth-
6 odology for kidney acquisition costs under section 412.100
7 of title 42 of the Code of the Federal Register in lieu of
8 taking into account such costs in any other payment made
9 under this section. Such costs associated with such acqui-
10 sition include costs associated with the following:

11 “(I) Tissue typing, including in the case that
12 such typing is furnished by an independent labora-
13 tory.

14 “(II) Donor evaluation.

15 “(III) The collection of such cells.

16 “(IV) Furnishing the donor items or services
17 relating to such collection.

18 “(V) Preservation and perfusion.

19 “(VI) Transportation of such cells.

20 “(VII) Using the services of the transplantation
21 program described in section 379 of the Public
22 Health Service Act.

23 “(VIII) Costs applicable to such collection that
24 would otherwise be considered outpatient costs (in-

1 including donor and recipient tissue typing and related
2 services furnished prior to admission).

3 “(IX) Items or services related to such collec-
4 tion that are furnished by residents and interns not
5 in approved teaching programs.

6 “(X) All pre-admission physicians’ services ap-
7 plicable to such collection.

8 “(XI) Other costs determined appropriated by
9 the Secretary.

10 “(ii) In this subparagraph, the term ‘hematopoietic
11 stem cell transplant’ means, with respect to an individual,
12 the infusion of allogenic hematopoietic cells (including bone
13 marrow, peripheral blood stem cells, and cord blood units,
14 but not including embryonic stem cells) that are not more
15 than minimally manipulated and are intended to reestab-
16 lish hematopoietic function in such individual whose bone
17 marrow or immune system is damaged or defective, or ad-
18 versely affected by a congenital disorder.”.

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