

109TH CONGRESS
2D SESSION

H. R. 5574

AN ACT

To amend the Public Health Service Act to reauthorize support for graduate medical education programs in children's hospitals.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Children’s Hospital
3 GME Support Reauthorization Act of 2006”.

4 **SEC. 2. PROGRAM OF PAYMENTS TO CHILDREN’S HOS-
5 PITALS THAT OPERATE GRADUATE MEDICAL
6 EDUCATION PROGRAMS.**

7 (a) IN GENERAL.—Section 340E of the Public
8 Health Service Act (42 U.S.C. 256e) is amended—

9 (1) in subsection (a), by inserting “and each of
10 fiscal years 2007 through 2011” after “for each of
11 fiscal years 2000 through 2005”;

12 (2) in subsection (f)(1)(A)—

13 (A) in clause (ii), by striking “and” at the
14 end;

15 (B) in clause (iii), by striking the period at
16 the end and inserting “; and”; and

17 (C) by adding at the end the following:

18 “(iv) for each of fiscal years 2007
19 through 2011, \$100,000,000.”; and

20 (3) in subsection (f)(2)—

21 (A) in the matter before subparagraph (A),
22 by striking “subsection (b)(1)(A)” and inserting
23 “subsection (b)(1)(B)”;

24 (B) in subparagraph (B), by striking
25 “and” at the end;

1 (C) in subparagraph (C), by striking the
2 period at the end and inserting “; and”; and

3 (D) by adding at the end the following:

4 “(D) for each of fiscal years 2007 through
5 2011, \$200,000,000.”.

6 (b) REDUCTION IN PAYMENTS FOR FAILURE TO
7 FILE ANNUAL REPORT.—Subsection (b) of section 340E
8 of the Public Health Service Act (42 U.S.C. 256e) is
9 amended—

10 (1) in paragraph (1), in the matter before sub-
11 paragraph (A), by striking “paragraph (2)” and in-
12 serting “paragraphs (2) and (3)”; and

13 (2) by adding at the end the following:

14 “(3) ANNUAL REPORTING REQUIRED.—

15 “(A) REDUCTION IN PAYMENT FOR FAIL-
16 URE TO REPORT.—

17 “(i) IN GENERAL.—The amount pay-
18 able under this section to a children’s hos-
19 pital for a fiscal year (beginning with fiscal
20 year 2008 and after taking into account
21 paragraph (2)) shall be reduced by 25 per-
22 cent if the Secretary determines that—

23 “(I) the hospital has failed to
24 provide the Secretary, as an adden-
25 dum to the hospital’s application

1 under this section for such fiscal year,
2 the report required under subpara-
3 graph (B) for the previous fiscal year;
4 or

5 “(II) such report fails to provide
6 the information required under any
7 clause of such subparagraph.

8 “(ii) NOTICE AND OPPORTUNITY TO
9 PROVIDE MISSING INFORMATION.—Before
10 imposing a reduction under clause (i) on
11 the basis of a hospital’s failure to provide
12 information described in clause (i)(II), the
13 Secretary shall provide notice to the hos-
14 pital of such failure and the Secretary’s in-
15 tention to impose such reduction and shall
16 provide the hospital with the opportunity
17 to provide the required information within
18 a period of 30 days beginning on the date
19 of such notice. If the hospital provides
20 such information within such period, no re-
21 duction shall be made under clause (i) on
22 the basis of the previous failure to provide
23 such information.

24 “(B) ANNUAL REPORT.—The report re-
25 quired under this subparagraph for a children’s

1 hospital for a fiscal year is a report that in-
2 cludes (in a form and manner specified by the
3 Secretary) the following information for the
4 residency academic year completed immediately
5 prior to such fiscal year:

6 “(i) The types of resident training
7 programs that the hospital provided for
8 residents described in subparagraph (C),
9 such as general pediatrics, internal medi-
10 cine/pediatrics, and pediatric subspecial-
11 ties, including both medical subspecialties
12 certified by the American Board of Pediat-
13 rics (such as pediatric gastroenterology)
14 and non-medical subspecialties approved by
15 other medical certification boards (such as
16 pediatric surgery).

17 “(ii) The number of training positions
18 for residents described in subparagraph
19 (C), the number of such positions recruited
20 to fill, and the number of such positions
21 filled.

22 “(iii) The types of training that the
23 hospital provided for residents described in
24 subparagraph (C) related to the health
25 care needs of different populations, such as

1 children who are underserved for reasons
2 of family income or geographic location, in-
3 cluding rural and urban areas.

4 “(iv) The changes in residency train-
5 ing for residents described in subparagraph
6 (C) which the hospital has made during
7 such residency academic year (except that
8 the first report submitted by the hospital
9 under this subparagraph shall be for such
10 changes since the first year in which the
11 hospital received payment under this sec-
12 tion), including—

13 “(I) changes in curricula, train-
14 ing experiences, and types of training
15 programs, and benefits that have re-
16 sulted from such changes; and

17 “(II) changes for purposes of
18 training the residents in the measure-
19 ment and improvement of the quality
20 and safety of patient care.

21 “(v) The numbers of residents de-
22 scribed in subparagraph (C) who com-
23 pleted their residency training at the end
24 of such residency academic year and care
25 for children within the borders of the serv-

1 ice area of the hospital or within the bor-
2 ders of the State in which the hospital is
3 located. Such numbers shall be
4 disaggregated with respect to residents
5 who completed residencies in general pedi-
6 atries or internal medicine/pediatrics, sub-
7 specialty residencies, and dental
8 residencies.

9 “(C) RESIDENTS.—The residents described
10 in this subparagraph are those who—

11 “(i) are in full-time equivalent resi-
12 dent training positions in any training pro-
13 gram sponsored by the hospital; or

14 “(ii) are in a training program spon-
15 sored by an entity other than the hospital,
16 but who spend more than 75 percent of
17 their training time at the hospital.

18 “(D) REPORT TO CONGRESS.—Not later
19 than the end of fiscal year 2011, the Secretary,
20 acting through the Administrator of the Health
21 Resources and Services Administration, shall
22 submit a report to the Congress—

23 “(i) summarizing the information sub-
24 mitted in reports to the Secretary under
25 subparagraph (B);

1 “(ii) describing the results of the pro-
2 gram carried out under this section; and

3 “(iii) making recommendations for
4 improvements to the program.”.

5 (c) TECHNICAL AMENDMENTS.—Section 340E of the
6 Public Health Service Act (42 U.S.C. 256e) is further
7 amended—

8 (1) in subsection (c)(2)(E)(ii), by striking “de-
9 scribed in subparagraph (C)(ii)” and inserting “ap-
10 plied under section 1886(d)(3)(E) of the Social Se-
11 curity Act for discharges occurring during the pre-
12 ceding fiscal year”;

13 (2) in subsection (e)(2), by striking the first
14 sentence; and

15 (3) in subsection (e)(3), by striking “made to
16 pay” and inserting “made and pay”.

Passed the House of Representatives June 21, 2006.

Attest:

Clerk.

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