

103^D CONGRESS
1ST SESSION

H. R. 320

To amend titles XVIII and XIX of the Social Security Act to provide for inclusion of the services of licensed practical nurses under the medicare and medicaid programs.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 1993

Mr. QUILLEN introduced the following bill; which was referred jointly to the Committees on Ways and Means and Energy and Commerce

A BILL

To amend titles XVIII and XIX of the Social Security Act to provide for inclusion of the services of licensed practical nurses under the medicare and medicaid 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. COVERAGE UNDER MEDICARE PROGRAM.**

4 Section 1861(s) of the Social Security Act (42 U.S.C.
5 1395x(s)) is amended by inserting immediately before the
6 matter following paragraph (14) the following: “The term
7 ‘medical and other health services’ also includes medical
8 care, or any other type of remedial care recognized under

1 State law, furnished by licensed practical nurses within
2 the scope of their practice as defined by State law.”.

3 **SEC. 2. COVERAGE UNDER MEDICAID PROGRAM.**

4 (a) IN GENERAL.—Section 1905(a) of the Social Se-
5 curity Act (42 U.S.C. 1396d(a)), as amended by the Om-
6 nibus Budget Reconciliation Act of 1990, is amended—

7 (1) by striking “and” at the end of paragraph
8 (21);

9 (2) in paragraph (24), by striking the comma
10 at the end and inserting a semicolon;

11 (3) by redesignating paragraphs (22), (23), and
12 (24) as paragraphs (25), (22), and (23), respec-
13 tively, and by transferring and inserting paragraph
14 (25) after paragraph (23), as so redesignated; and

15 (4) by inserting after paragraph (23) the fol-
16 lowing new paragraph:

17 “(24) medical care, or any other type of reme-
18 dial care recognized under State law furnished by li-
19 censed practical nurses within the scope of their
20 practice as defined by State law; and”.

21 (b) CONFORMING AMENDMENTS.—(1) Section
22 1902(a)(10)(A) of such Act (42 U.S.C. 1396a(a)(10)(A))
23 is amended by striking “(17) and (21)” and inserting
24 “(17), (21), and (24)”.

1 (2) Section 1902(a)(10)(C)(iv) (42 U.S.C.
2 1396a(a)(10)(C)(iv)) is amended—

3 (A) by striking “(5) and (17)” and inserting
4 “(5), (17), and (24)”; and

5 (B) by striking “through (21)” and inserting
6 “through (24)”.

7 (3) Section 1902(j) (42 U.S.C. 1396a(j)) is amended
8 by striking “through (22)” and inserting “through (25)”.

9 (4) Sections 1916(a)(2)(D) and 1916(b)(2)(D) (42
10 U.S.C. 1396o(a)(2)(D), 1396o(b)(2)(D)) are each amend-
11 ed by inserting “services described in section
12 1905(a)(24),” before “family planning services”.

13 **SEC. 3. EFFECTIVE DATE.**

14 The amendments made by this Act shall be effective
15 with respect to payments under titles XVIII and XIX of
16 the Social Security Act for calendar quarters commencing
17 with the first calendar quarter beginning after the date
18 of the enactment of this Act.

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