

104TH CONGRESS  
2D SESSION

# H. R. 3426

To amend title XVIII of the Social Security Act to apply standards to outpatient physical therapy provided as an incident to a physician's professional services.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 9, 1996

Mr. KLUG (for himself, Mr. STARK, and Mr. NUSSLE) introduced the following bill; which was referred to the Committee on Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend title XVIII of the Social Security Act to apply standards to outpatient physical therapy provided as an incident to a physician's professional services.

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 "Outpatient Physical  
5 Therapy Standards Act of 1996".

1 **SEC. 2. APPLICATION OF STANDARDS TO OUTPATIENT OC-**  
2 **CUPATIONAL AND PHYSICAL THERAPY SERV-**  
3 **ICES PROVIDED AS AN INCIDENT TO A PHYSI-**  
4 **CIAN'S PROFESSIONAL SERVICES.**

5 (a) **IN GENERAL.**—Section 1862(a) of the Social Se-  
6 curity Act (42 U.S.C. 1395y(a)) is amended—

7 (1) by striking “or” at the end of paragraph  
8 (14);

9 (2) by striking the period at the end of para-  
10 graph (15) and inserting “; or”; and

11 (3) by inserting after paragraph (15) the fol-  
12 lowing:

13 “(16) in the case of outpatient occupational  
14 therapy services or outpatient physical therapy serv-  
15 ices furnished as an incident to a physician’s profes-  
16 sional services (as described in section  
17 1861(s)(2)(A)), that do not meet the standards and  
18 conditions under section 1861(g) or 1861(p) as such  
19 standards and conditions would apply to such ther-  
20 apy services if furnished by a therapist subject to  
21 section 1861(g) or 1861(p).”.

22 (b) **EFFECTIVE DATE.**—The amendments made by  
23 this section apply to services furnished on or after July  
24 1, 1997.

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