

115TH CONGRESS  
2D SESSION

# H. R. 4952

To direct the Secretary of Health and Human Services to conduct a study and submit a report on the effects of the inclusion of quality increases in the determination of blended benchmark amounts under part C of the Medicare program.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 2018

Mr. KELLY of Pennsylvania (for himself and Mr. KIND) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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 direct the Secretary of Health and Human Services to conduct a study and submit a report on the effects of the inclusion of quality increases in the determination of blended benchmark amounts under part C of the Medicare program.

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. DETERMINATION OF BLENDED BENCHMARK**  
2 **AMOUNT STUDY.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-  
4 gress that the inclusion of quality increases in the deter-  
5 mination of blended benchmark amounts under section  
6 1853(n)(4) of the Social Security Act (42 U.S.C. 1395w-  
7 23(n)(4)) undermines the goal of delivering high-quality  
8 care under the Medicare program under title XVIII of  
9 such Act.

10 (b) STUDY AND REPORT.—Not later than one year  
11 after the date of enactment of this section, the Secretary  
12 of Health and Human Services, in consultation with rel-  
13 evant stakeholders, shall conduct a study and submit to  
14 Congress a report on the effects of the inclusion of quality  
15 percentage increases under section 1853(n)(5) of such Act  
16 in the determination of blended benchmark amounts under  
17 section 1853(n)(4) of such Act. Such study and report  
18 shall include an analysis of the following:

19 (1) The authority of the Secretary to remove  
20 such increases from the determination of such  
21 amounts.

22 (2) The effects of including such increases in  
23 the determination of such amounts on Medicare Ad-  
24 vantage organizations (including the effects on any  
25 contracts entered into by such organizations).

1           (3) The financial impact of including such in-  
2           creases in the determination of such amounts by  
3           county.

4           (4) The effects of including such increases in  
5           the determination of such amounts on individuals  
6           enrolled in a plan under part C of title XVIII of  
7           such Act.

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