

Explanation of Changes Reflected in the Chairman’s Amendment in the Nature of a Substitute to H.R. 3635, “Local Coverage Determination Clarification Act of 2017”

September 5, 2018

The Chairman’s amendment in the nature of a substitute includes the following changes to H.R. 3635 as introduced (page and line references are to H.R. 3635 as introduced):

1. Page 1, line 5: strike “2017” and insert “2018”
2. Page 2, line 11: strike “(iv)” and insert “(iii)”
3. Page 5, line 16 through page 6, line 15: strike all after “(iii)” through “(iv)”
4. Page 7, line 21: strike “(v)” and insert “(iv)”
5. Page 13, line 7: strike “D” and insert “C”
6. Page 13, line 18: strike “2018” and insert “2019”
7. Page 14, line 17: strike “(v)” and insert “(iv)”
8. Page 14, line 21: strike “(iv)” and insert “(iii)”
9. Page 14, line 22 through page 17, Line 6: strike all after ““(12)” through “process.”.” and insert “REPORT.—Not later than December 31 of each year (beginning with 2019), the Secretary shall submit to Congress a report containing the following:
“(A) The number of requests filed with fiscal intermediaries and carriers under paragraph (8), and the number of appeals filed with the Secretary under paragraph (9), during the 1-year period ending on such date.
“(B) With respect to such requests filed with such intermediaries and carriers under paragraph (8) during such period, the number of times that intermediaries and carriers took, with respect to the actions described in subparagraphs (C) through (E) of such paragraph, each such action.
“(C) With respect to such appeals filed with the Secretary under paragraph (9) during such period, the number of times that the Secretary took, with respect to the actions described in subparagraph (D) of paragraph (8), each such action.
“(D) Recommendations on ways to improve—
“(i) the efficacy and the efficiency of the process described in paragraph (8); and
“(ii) communication with individuals entitled to benefits under part A or enrolled under part B, providers of services, and suppliers regarding such process.”.”
10. Page 17, line 16: strike “October 1, 2017” and insert “July 1, 2019”