

Thurs 7/30  
9:57am  
B

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3200  
OFFERED BY MR. MURPHY OF CONNECTICUT**

**AINS-EC\_001**

Add at the end of subtitle C of title VII of division  
B the following:

**1 SEC. 1726. ASSURING ADEQUATE PAYMENT LEVELS FOR  
2 SERVICES.**

3 (a) IN GENERAL.—Title XIX of the Social Security  
4 Act is amended by inserting after section 1925 the fol-  
5 lowing new section:

6 “ASSURING ADEQUATE PAYMENT LEVELS FOR SERVICES  
7 “SEC. 1926. (a) IN GENERAL.—A State plan under  
8 this title shall not be considered to meet the requirement  
9 of section 1902(a)(30)(A) for a year (beginning with  
10 2011) unless, by not later than April 1 before the begin-  
11 ning of such year, the State submits to the Secretary an  
12 amendment to the plan that specifies the payment rates  
13 to be used for such services under the plan in such year  
14 and includes in such submission such additional data as  
15 will assist the Secretary in evaluating the State’s compli-  
16 ance with such requirement, including data relating to how  
17 rates established for payments to medicaid managed care

1 organizations under sections 1903(m) and 1932 take into  
2 account such payment rates.

3 “(b) SECRETARIAL REVIEW.—The Secretary, by not  
4 later than 90 days after the date of submission of a plan  
5 amendment under subsection (a), shall—

6 “(1) review each such amendment for compli-  
7 ance with the requirement of section  
8 1902(a)(30)(A); and

9 “(2) approve or disapprove each such amend-  
10 ment.

11 If the Secretary disapproves such an amendment, the  
12 State shall immediately submit a revised amendment that  
13 meets such requirement.”.

14 (b) EFFECTIVE DATE.—The amendment made by  
15 subsection (a) shall take effect on the date of the enact-  
16 ment of this Act.

In subtitle E of title VII of division B, add at the  
end the following new section:

17 **SEC. 1745. REPORT ON MEDICAID PAYMENTS.**

18 Section 1902 of the Social Security Act (42 U.S.C.  
19 1396) is amended by adding at the end the following new  
20 subsection:

21 “(gg) REPORT ON MEDICAID PAYMENTS.—Each  
22 year, on or before a date determined by the Secretary, a  
23 State participating in the Medicaid program under this

1 title shall submit to the Administrator of the Centers for  
2 Medicare & Medicaid Services—

3 “(1) information on the determination of rates  
4 of payment to providers for covered services under  
5 the State plan, including—

6 “(A) the final rates;

7 “(B) the methodologies used to determine  
8 such rates; and

9 “(C) justifications for the rates; and

10 “(2) an explanation of the process used by the  
11 State to allow providers, beneficiaries and their rep-  
12 resentatives, and other concerned State residents a  
13 reasonable opportunity to review and comment on  
14 such rates, methodologies, and justifications before  
15 the State made such rates final.”.

