

108TH CONGRESS
1ST SESSION

S. 1259

To amend title XVIII of the Social Security Act to extend the minimum medicare deadlines for filing claims to take into account delay in processing adjustments from secondary payor status to primary payor status.

IN THE SENATE OF THE UNITED STATES

JUNE 13, 2003

Mr. DURBIN introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XVIII of the Social Security Act to extend the minimum medicare deadlines for filing claims to take into account delay in processing adjustments from secondary payor status to primary payor status.

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. ADJUSTMENT IN MINIMUM MEDICARE CLAIMS**
4 **FILING DEADLINES TO ACCOUNT FOR DELAY**
5 **IN PROCESSING ADJUSTMENTS FROM SEC-**
6 **ONDARY TO PRIMARY PAYOR STATUS.**

7 (a) IN GENERAL.—Sections 1814(a)(1) and
8 1835(a)(1) of the Social Security Act (42 U.S.C.

PART S1

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1 1395f(a)(1), 1395n(a)(1)) are each amended by inserting
2 “(but, in the case of items and services furnished to an
3 individual during the period beginning on the date the in-
4 dividual’s status under section 1862(b)(2) changes from
5 having a group health plan that is a primary plan to no
6 longer having such a plan that is a primary plan and end-
7 ing on the date of completion of the change of status, end-
8 ing no earlier than 1 year after the date of completion
9 of the change of status)” after “1 calendar year”.

10 (b) EFFECTIVE DATE; TRANSITION.—(1) The
11 amendments made by subsection (a) shall apply to items
12 and services furnished on or after August 10, 1993.

13 (2) In the case of claims for items and services de-
14 scribed in the matter inserted by the amendments made
15 by subsection (a) and furnished on or after August 10,
16 1993, and before the date of the enactment of this Act,
17 notwithstanding any other provision of law, the deadline
18 for submission of such claims under parts A and B of title
19 XVIII of the Social Security Act shall in no case expire
20 before the end of the 1-year period beginning on the date
21 of the enactment of this Act.

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