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(Original Signature of Member)

113TH CONGRESS
2D SESSION

H. R. _____

To amend titles XVIII and XIX of the Social Security Act to establish a minimum direct care registered nurse staffing requirement at nursing facilities and skilled nursing facilities under Medicare and Medicaid and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Ms. SCHAKOWSKY introduced the following bill; which was referred to the Committee on _____

A BILL

To amend titles XVIII and XIX of the Social Security Act to establish a minimum direct care registered nurse staffing requirement at nursing facilities and skilled nursing facilities under Medicare and Medicaid and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Put a Registered Nurse in the Nursing Home Act of 2014''.

SEC. 2. ESTABLISHMENT OF MINIMUM DIRECT CARE REGISTERED NURSE STAFFING REQUIREMENT AT NURSING FACILITIES AND SKILLED NURSING FACILITIES UNDER MEDICARE AND MEDICAID.

(a) MEDICARE SKILLED NURSING FACILITIES.—Section 1819(b)(4)(C) of the Social Security Act (42 U.S.C. 1395i–3(b)(4)(C)) is amended—

(1) in clause (i)—

(A) by striking ''Except as provided in clause (ii), a'' and inserting ''A''; and

(B) by striking all that follows ''residents'' and inserting a period; and

(2) by striking clause (ii) and inserting the following:

''(ii) USE OF DIRECT CARE REGISTERED NURSE.—A skilled nursing facility must use the services of at least 1 registered professional nurse to provide assessment, surveillance, and direct care to residents 24 hours a day, 7 days a week. In the preceding sentence, the term 'surveillance' means the purposeful and ongoing acquisition, interpretation, and synthesis of residents' data for clinical decision making.''.

(b) MEDICAID NURSING FACILITIES.—Subparagraph (C) of section 1919(b)(4)(C) of the Social Security Act (42 U.S.C. 1396r(b)(4)(C)) is amended—

(1) in the heading, by striking ''; FACILITY WAIVERS'';

(2) in clause (i)—

(A) by striking ''With respect to'' and all that follows through ''clause (ii), must provide'' and inserting ''A nursing facility must provide''; and

(B) by striking all that follows ''residents'' and inserting a period; and

(3) by striking clauses (ii) and (iii) and inserting the following:

''(ii) USE OF DIRECT CARE REGISTERED NURSE.—A nursing facility must use the services of at least 1 registered professional nurse to provide assessment, surveillance, and direct care to residents 24 hours a day, 7 days a week. In the preceding sentence, the term 'surveillance' means the purposeful and ongoing acquisition, interpretation, and synthesis of residents' data for clinical decision making.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to payments made for items and services furnished on or after the first day of the first calendar quarter beginning on the date that is 1 year after the date of the enactment of this Act.