

118TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend title XVIII of the Social Security Act to provide for the application of a cost-of-living adjustment to the non-labor related portion for hospital outpatient department services furnished in Alaska and Hawaii.

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IN THE SENATE OF THE UNITED STATES

Mr. SULLIVAN (for himself, Mr. SCHATZ, Ms. MURKOWSKI, and Ms. HIRONO) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend title XVIII of the Social Security Act to provide for the application of a cost-of-living adjustment to the non-labor related portion for hospital outpatient department services furnished in Alaska and Hawaii.

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. SHORT TITLE.**

4       This Act may be cited as the “Ensuring Outpatient  
5       Quality for Rural States Act”.

1 **SEC. 2. APPLICATION OF COST-OF-LIVING ADJUSTMENT TO**  
2 **NON-LABOR RELATED PORTION FOR HOS-**  
3 **PITAL OUTPATIENT DEPARTMENT SERVICES**  
4 **FURNISHED IN ALASKA AND HAWAII.**

5 Section 1833(t) of the Social Security Act (42 U.S.C.  
6 1395l(t)) is amended by adding at the end the following  
7 new paragraph:

8 “(23) APPLICATION OF COST-OF-LIVING AD-  
9 JUSTMENT TO NON-LABOR RELATED PORTION FOR  
10 HOSPITAL OUTPATIENT DEPARTMENT SERVICES  
11 FURNISHED IN ALASKA AND HAWAII.—With respect  
12 to OPD services furnished on or after January 1,  
13 2025, the Secretary may provide for adjustments to  
14 the payment amounts under this subsection for such  
15 services in the same manner that is provided under  
16 section 1886(d)(5)(H) with respect to the applica-  
17 tion of the cost-of-living adjustment to the non-labor  
18 related portion of such payment amounts to take  
19 into account the unique circumstances of hospitals  
20 located in Alaska or Hawaii. The preceding sentence  
21 shall not be applied in a budget neutral manner.”.