

1 **SEC. 10325. REVISION TO SKILLED NURSING FACILITY PRO-**
2 **SPECTIVE PAYMENT SYSTEM.**

3 (a) *TEMPORARY DELAY OF RUG–IV.*—Notwith-
4 standing any other provision of law, the Secretary of
5 Health and Human Services shall not, prior to October 1,
6 2011, implement Version 4 of the Resource Utilization
7 Groups (in this subsection referred to as “RUG–IV”) pub-
8 lished in the Federal Register on August 11, 2009, entitled
9 “Prospective Payment System and Consolidated Billing for
10 Skilled Nursing Facilities for FY 2010; Minimum Data
11 Set, Version 3.0 for Skilled Nursing Facilities and Medicaid
12 Nursing Facilities” (74 Fed. Reg. 40288). Beginning on Oc-
13 tober 1, 2010, the Secretary of Health and Human Services
14 shall implement the change specific to therapy furnished on
15 a concurrent basis that is a component of RUG–IV and
16 changes to the lookback period to ensure that only those
17 services furnished after admission to a skilled nursing facil-
18 ity are used as factors in determining a case mix classifica-
19 tion under the skilled nursing facility prospective payment
20 system under section 1888(e) of the Social Security Act (42
21 U.S.C. 1395yy(e)).

22 (b) *CONSTRUCTION.*—Nothing in this section shall be
23 interpreted as delaying the implementation of Version 3.0
24 of the Minimum Data Sets (MDS 3.0) beyond the planned
25 implementation date of October 1, 2010.