



## Significant Legislation and Regulation of the ESRD Network Program

### **October 30, 1972**                      **Section 2991 of PL 92-603**

- Extended Medicare Coverage to individuals less than 65 years with permanent kidney failure
- Limited reimbursement to treatment centers which meet requirements
- Required minimal utilization rate
- Established MRB to screen appropriateness for initiation of services

### **June 29, 1973**                      **Federal Regulation**

- "Interim Regulations" for implementing ESRD Program

### **June 3, 1976**                      **Federal Regulation**

- Patient eligibility and entitlement
- Facility qualification or certification
- Established ESRD Networks
- Facility reimbursement
- Home dialysis
- Claims processing

### **June 13, 1978**                      **ESRD Amendments of PL 95-292**

- Amended Title XVIII of the Social Security Act, by adding Section 181 establishing ESRD Networks

### **October 19, 1978**                      **Federal Regulation**

- Added requirements related to self dialysis services

### **April 7, 1986**                      **PL 99-272, Consolidated Omnibus Reconciliation Act**

- Required Secretary to maintain Network Organizations
- Permitted the Secretary to consolidate Network Organizations to 14

### **August 26, 1986**                      **Federal Regulation**

- "Interim Regulations" for implementing ESRD Program
- Patient eligibility and entitlement
- Facility qualification or certification
- Facility reimbursement
- Home dialysis
- Claims processing

### **October 21, 1986**                      **PL 99-509, Omnibus Budget Reconciliation Act**

- Required the Secretary to establish no fewer than 17 Networks
- Funded Networks at \$.50 per treatment performed
  - Revised Network responsibilities
  - Assess appropriateness of care
  - Develop criteria and standards
  - Evaluate/resolve patient grievances
  - Conduct on-site visits
  - Collect, validate, analyze data
  - Recommended sanctions

### **October 2, 1987**                      **Federal Regulation**

- Reorganized Networks into 18 areas



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### **December 19, 1989**      ***PL 100-239, OBRA of 1989***

- Amended section 1881(c) of the Social Security Act to provide liability protection for Networks against disclosure of information.
- Allowed Secretary to pool the \$.50 per treatment and distribute it among Networks rather than keeping it in the area where collected.