

116TH CONGRESS
1ST SESSION

S. 1223

To amend title XVIII of the Social Security Act to provide for the non-application of Medicare competitive acquisition rates to complex rehabilitative wheelchairs and accessories.

IN THE SENATE OF THE UNITED STATES

APRIL 29, 2019

Mr. CASEY (for himself and Mr. PORTMAN) 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 provide for the non-application of Medicare competitive acquisition rates to complex rehabilitative wheelchairs and accessories.

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 “Protecting Beneficiary
5 Access to Complex Rehab Technology Act of 2019”.

1 **SEC. 2. CLARIFYING NON-APPLICATION OF MEDICARE**
2 **COMPETITIVE ACQUISITION RATES TO COM-**
3 **PLEX REHABILITATIVE WHEELCHAIRS AND**
4 **ACCESSORIES.**

5 Section 1834(a)(1)(F) of the Social Security Act (42
6 U.S.C. 1395m(a)(1)(F)) is amended—

7 (1) in clause (ii), by striking at the end “and”;

8 (2) in clause (iii), by striking at the end the pe-
9 riod and inserting “; and”; and

10 (3) by adding at the end the following new
11 clause:

12 “(iv) in the case of covered items fur-
13 nished on or after July 1, 2019, the Sec-
14 retary shall not apply this subparagraph or
15 any other provision of this title to use in-
16 formation from the competitive acquisition
17 program to determine payment amounts
18 for items excluded from such competitive
19 acquisition program, including all complex
20 rehabilitative manual and power wheel-
21 chairs classified by the Secretary as of
22 January 1, 2015, and, without limitation,
23 any wheelchair accessory, cushion, or back
24 when furnished in connection with a com-

1 plex rehabilitative manual or power wheel-
2 chair.”

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