

107TH CONGRESS
2^D SESSION

H. R. 5719

To amend part B of title XVIII of the Social Security Act to provide coverage of certain self-administered intramuscular and subcutaneous drugs under the Medicare Program.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 13, 2002

Mr. GREENWOOD (for himself and Mr. WAXMAN) introduced the following bill; which was referred to the Committee on the Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend part B of title XVIII of the Social Security Act to provide coverage of certain self-administered intramuscular and subcutaneous drugs under the Medicare Program.

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. COVERAGE OF CERTAIN SELF-ADMINISTERED**
4 **INTRAMUSCULAR AND SUBCUTANEOUS**
5 **DRUGS UNDER THE MEDICARE PROGRAM.**

6 (a) IN GENERAL.—Section 1861(s)(2) of the Social
7 Security Act (42 U.S.C. 1395x(s)(2)) is amended —

1 (1) by striking “and” at the end of subpara-
2 graph (U);

3 (2) by inserting “and” at the end of subpara-
4 graph (V); and

5 (3) by adding at the end of the following new
6 subparagraph:

7 “(W) in the case of a disease where an
8 intramuscular biological therapy has approval of the
9 Federal Food and Drug Administration for patient
10 self-administration upon physician determination of
11 appropriateness and is covered under subparagraph
12 (A) or (B) of this paragraph, any other
13 intramuscular and subcutaneous drug and biological
14 with a similar approved use by such Administration
15 (including the biological delivered by intramuscular
16 injection which is covered by either such subpara-
17 graph) without regard to whether there is medical or
18 other supervision with respect to the administration
19 of such drug or biological;”.

20 (b) **EFFECTIVE DATE.**—The amendments made by
21 subsection (a) shall apply to drugs furnished on or after
22 January 1, 2003.

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