

110TH CONGRESS
2D SESSION

H. R. 6196

To amend title II of the Social Security Act to provide for Medicare coverage of individuals receiving a heart transplant.

IN THE HOUSE OF REPRESENTATIVES

JUNE 5, 2008

Mr. BERRY introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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 title II of the Social Security Act to provide for Medicare coverage of individuals receiving a heart transplant.

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. SPECIAL PROVISIONS RELATING TO COVERAGE**

4 **UNDER THE MEDICARE PROGRAM FOR INDI-**

5 **VIDUALS RECEIVING HEART TRANSPLANTS.**

6 (a) IN GENERAL.—Title II of the Social Security Act
7 is amended by inserting after section 226A the following
8 new section:

1 “SPECIAL PROVISIONS RELATING TO COVERAGE UNDER
2 MEDICARE PROGRAM FOR INDIVIDUALS RECEIVING
3 HEART TRANSPLANTS

4 “SEC. 226B. (a) Every individual who—

5 “(1) satisfies the requirements of subparagraph (A),
6 (B), or (C) of paragraph (1) of section 226A(a);

7 “(2) is not entitled to benefits under part A under
8 section 226A;

9 “(3) is officially listed through the United Network
10 for Organ Sharing for receipt of a heart transplant; and

11 “(4) has filed an application for benefits under this
12 section;

13 shall, in accordance with the succeeding provisions of this
14 section, be entitled to benefits under part A and eligible
15 to enroll under part B of title XVIII, subject to the de-
16 ductible, premium, and coinsurance provisions of that
17 title.

18 “(b) Entitlement of an individual to benefits under
19 part A and eligibility to enroll under part B of title XVIII
20 by reasons of this section—

21 “(1) shall begin with the month in which such
22 individual receives a heart transplant, or (if earlier)
23 the first month in which such individual is officially
24 listed through the United Network for Organ Shar-
25 ing for receipt of a heart transplant, but only if such

1 transplantation occurs in that month or in either of
2 the next five months (but no earlier than one year
3 preceding the month of the filing of an application
4 for benefits under this section); and

5 “(2) shall end with the thirty-sixth month after
6 the month in which such individual receives such
7 transplant.

8 “(c)(1) Subject to paragraph (2), in accordance with
9 rules established by the Secretary, the provisions of title
10 XVIII (except for sections 1853(a)(1)(H), 1862(b), and
11 1881) that are applicable to section 226A and an indi-
12 vidual medically determined to have end stage renal dis-
13 ease, with respect to the receipt of a kidney transplant,
14 shall apply in a similar manner to this section and an indi-
15 vidual officially listed through the United Network for
16 Organ Sharing, with respect to the receipt of a heart
17 transplant.

18 “(2) Section 1862(b) shall apply to individuals enti-
19 tled to benefits under title XVIII under this section in a
20 similar manner as such section applies to individuals enti-
21 tled to benefits under such title under section 226(b).”.

22 (b) EFFECTIVE DATE.—The amendment made by
23 subsection (a) shall apply to applications filed on or after

1 the date of the enactment of this Act, but only with re-
2 spect to benefits for months beginning with January 2009.

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