

115TH CONGRESS
1ST SESSION

H. R. 4097

To amend title XVIII of the Social Security Act to provide for coverage of methadone under Medicare part B.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 23, 2017

Mr. NEAL introduced the following bill; which was referred to the Committee on 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 title XVIII of the Social Security Act to provide for coverage of methadone under Medicare part B.

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 “Medicare Beneficiary
5 Opioid Addiction Treatment Act”.

6 **SEC. 2. COVERAGE OF METHADONE UNDER MEDICARE**

7 **PART B.**

8 (a) COVERAGE.—Section 1861(s)(2) of the Social Se-
9 curity Act (42 U.S.C. 1395x(s)(2)) is amended—

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

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

5 (3) by inserting after subparagraph (GG) the
6 following new subparagraph:

7 “(HH) methadone, if furnished or dis-
8 pensed (including by prescription) on or after
9 January 1, 2018, to an individual for the pur-
10 pose of maintenance or detoxification treatment
11 by a physician or other practitioner who has in
12 effect a registration or waiver under section
13 303(g) of such Act (21 U.S.C. 823(g)) to dis-
14 pense methadone for such purpose;”.

15 (b) PAYMENT.—

16 (1) IN CONNECTION WITH PHYSICIAN AND SUP-
17 PLIER SERVICE.—Section 1842(o)(1) of the Social
18 Security Act (42 U.S.C. 1395u(o)(1)) is amended by
19 adding at the end the following new subparagraph:

20 “(H) In the case of methadone (as de-
21 scribed in section 1861(s)(2)(HH)), the amount
22 provided under section 1847A for such drug;”.

23 (2) COVERED OPD SERVICE.—Section
24 1833(t)(1)(B)(iii) of the Social Security Act (42
25 U.S.C. 1395l(t)(1)(B)(iii)) is amended by inserting

1 “and methadone described in paragraph (2)(HH) of
2 such section” after “section 1861(s)”.

3 (c) BUDGET NEUTRALITY.—The Secretary of Health
4 and Human Services shall implement the amendments
5 made by this section in a manner such that—

6 (1) estimated expenditures under the physician
7 fee schedule under section 1848 of the Social Secu-
8 rity Act (42 U.S.C. 1395w-4) with application of
9 such amendments are equal to estimated expendi-
10 tures under such schedule without application of
11 such amendments; and

12 (2) estimated expenditures under the prospec-
13 tive payment system under section 1833(t) of the
14 Social Security Act (42 U.S.C. 1395l(t)) with appli-
15 cation of such amendments made by this section are
16 equal to estimated expenditures under such system
17 without application of such amendments.

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