115TH CONGRESS
2D SESSION

H. R. 4772

To amend title XVIII of the Social Security Act to provide for clarification under the Medicare program about minimal self-adjustment for off-the-shelf orthotics.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 11, 2018

Mr. BISHOP of Michigan (for himself, Mr. THOMPSON of California, and Mr. THOMPSON of Pennsylvania) 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

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A BILL

To amend title XVIII of the Social Security Act to provide for clarification under the Medicare program about minimal self-adjustment for off-the-shelf orthotics.

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. CLARIFICATION ABOUT MINIMAL SELF-AD-**

4 **JUSTMENT FOR OFF-THE-SHELF ORTHOTICS.**

5 (a) IN GENERAL.—Section 1847(a)(2)(C) of the So-

6 cial Security Act (42 U.S.C. 1395w–3(a)(2)(C)) is amend-

7 ed—

1   (1) by inserting "furnished to a patient" after
2 "section 1861(s)(9)";

3   (2) by inserting "by that patient (and not by
4 any other person)" after "minimal self-adjustment";
5 and

6   (3) by striking "to fit to the individual" and in-
7 serting "to fit to that patient".

8   (b) INCLUSION IN MEDICAL AND OTHER HEALTH
9 SERVICES.—Section 1861(s)(9) of the Social Security Act
10 (42 U.S.C. 1395x(s)(9)) is amended—

11   (1) by striking "leg, arm" and inserting "(A)
12 leg, arm";

13   (2) in subparagraph (A), as added by para-
14 graph (1), by striking the semicolon at the end and
15 inserting "; and"; and

16   (3) by adding the following new subparagraph:
17   "(B) off-the-shelf orthotics (as defined in
18   section 1847(a)(2)(C)).".

19   (c) EFFECTIVE DATE.—The amendments made by
20 this section shall take effect on April 1, 2007, and apply
21 to items and services furnished on or after such date.

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