

115TH CONGRESS
2D SESSION

S. 2704

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

IN THE SENATE OF THE UNITED STATES

APRIL 18, 2018

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 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, 2019, 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 the Controlled Substances Act (21
14 U.S.C. 823(g)) to dispense methadone for such
15 purpose;”.

16 (b) PAYMENT.—

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

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

24 (2) COVERED OPD SERVICE.—Section
25 1833(t)(1)(B)(iii) of the Social Security Act (42

1 U.S.C. 1395l(t)(1)(B)(iii)) is amended by inserting
2 “and methadone described in paragraph (2)(HH) of
3 such section” after “section 1861(s)”.

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

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

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

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