To amend title XVIII of the Social Security Act to provide for the non-application of Medicare competitive acquisition rates to complex rehabilitative wheelchairs and accessories.

IN THE SENATE OF THE UNITED STATES

MARCH 1, 2017

Mr. Casey (for himself, Mr. Portman, Mr. Coons, Mr. Gardner, Mr. Brown, Mr. Roberts, Ms. Stabenow, Mrs. Capito, Mrs. Gillibrand, and Mr. Blunt) 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 the non-application of Medicare competitive acquisition rates to complex rehabilitative wheelchairs and accessories.

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 “Protecting Beneficiary
5 Access to Complex Rehab Technology Act of 2017”.

SEC. 2. CLARIFYING NON-APPLICATION OF MEDICARE COMPETITIVE ACQUISITION RATES TO COMPLEX REHABILITATIVE WHEELCHAIRS AND ACCESSORIES.

Section 1834(a)(1)(F) of the Social Security Act (42 U.S.C. 1395m(a)(1)(F)) is amended—

(1) in clause (ii), by striking at the end “and”;

(2) in clause (iii), by striking at the end the period and inserting “; and”;

(3) by adding at the end the following new clause:

“(iv) in the case of covered items furnished on or after July 1, 2017, the Secretary shall not apply this subparagraph or any other provision of this title to use information from the competitive acquisition program to determine payment amounts for items excluded from such competitive acquisition program, including all complex rehabilitative manual and power wheelchairs classified by the Secretary as of January 1, 2015, and, without limitation, any wheelchair accessory, cushion, or back when furnished in connection with a com-
plex rehabilitative manual or power wheel-
chair.”.