

106TH CONGRESS  
1ST SESSION

# H. R. 2892

To amend title XVIII of the Social Security Act to expand Medicare coverage of certain self-injected biologicals.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 21, 1999

Ms. DUNN (for herself, Mr. INSLEE, Mr. METCALF, Mr. BAIRD, Mr. HASTINGS of Washington, Mr. NETHERCUTT, Mr. DICKS, Mr. McDERMOTT, and Mr. SMITH of Washington) introduced the following bill; which was referred to the Committee on 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 expand Medicare coverage of certain self-injected biologicals.

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 “Access to Innovation  
5 for Medicare Patients Act of 1999”.

6 **SEC. 2. MEDICARE COVERAGE OF SELF-INJECTED**  
7 **BIOLOGICALS.**

8 (a) COVERAGE.—

1           (1) IN GENERAL.—Section 1861(s)(2) of the  
2       Social Security Act (42 U.S.C. 1395x(s)(2)) is  
3       amended—

4                   (A) by striking “and” at the end of sub-  
5       paragraph (S);

6                   (B) by striking the period at the end of  
7       subparagraph (T) and inserting “; and”; and

8                   (C) by inserting after subparagraph (T)  
9       the following new subparagraph:

10           “(U) a self-injected biological (which is ap-  
11       proved by the Food and Drug Administration) that  
12       would be described in subparagraph (A) or (B) but  
13       for the limitation on self-administration under such  
14       subparagraphs, and that is prescribed for use in the  
15       treatment of the same disease or medical condition  
16       in lieu of a drug or biological described in subpara-  
17       graph (A) or (B);”.

18           (2) CONFORMING AMENDMENT.—Subpara-  
19       graphs (A) and (B) of such section are each amend-  
20       ed by striking “biologicals” and inserting  
21       “biologicals (except as provided in subparagraph  
22       (U))”.

1       (b) EFFECTIVE DATE.—The amendments made by  
2 subsection (a) apply to biologicals furnished on or after  
3 January 1, 2000.

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