

110TH CONGRESS  
2D SESSION

# H. R. 4992

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

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 16, 2008

Mr. WAXMAN (for himself and Ms. ROYBAL-ALLARD) 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 coverage of federally recommended vaccines 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 Improvement  
5       Act of 2007”.

1   **SEC. 2. INCLUSION OF IMMUNIZATIONS UNDER PART B OF**  
2                   **THE MEDICARE PROGRAM.**

3           (a) IN GENERAL.—Paragraph (10) of section  
4 1861(s) of the Social Security Act (42 U.S.C. 1395w(s))  
5 is amended to read as follows:

6               “(10) federally recommended vaccines (as de-  
7 fined subsection (ccc)) and their respective adminis-  
8 tration;”.

9           (b) FEDERALLY RECOMMENDED VACCINES DE-  
10 FINED.—Such section is further amended by adding at the  
11 end the following new subsection:

12               “Federally Recommended Vaccines  
13               “(ccc) The term ‘federally recommended vaccine’  
14 means—

15               “(1) with respect to an adult, an approved vac-  
16 cine recommended by the Advisory Committee on  
17 Immunization Practices (an advisory committee es-  
18 tablished by the Secretary, acting through the Direc-  
19 tor of the Centers for Disease Control and Preven-  
20 tion); and

21               “(2) with respect to a child, a vaccine on the  
22 list referred to in section 1928(e) of the Social Secu-  
23 rity Act.”.

24           (c) CONFORMING AMENDMENTS.—

25               (1) Section 1833 of such Act (42 U.S.C. 1395l)  
26 is amended, in each of subsections (a)(2)(B),

1       (a)(2)(G),       (a)(3)(A),       (b)(1),       by       striking  
2       “1861(s)(10)(A)” or “1861(s)(10)(B)” and inserting  
3       “1861(s)(10)” each place it appears.

4               (2) Section 1842(o)(1)(A)(iv) of such Act (42  
5       U.S.C. 1395u(o)(1)(A)(iv)) is amended by striking  
6       “subparagraph (A) or (B) of”.

7               (3) Section 1847A(c)(6) of such Act (42 U.S.C.  
8       1395w-3a(c)(6)) is amended by striking subparagraph  
9       (G).

10               (4) Section 1860D-2(e)(1) of such Act (42  
11       U.S.C. 1395w-102(e)(1)) is amended by striking  
12       “such term includes a vaccine” and all that follows  
13       through “its administration) and”.

14               (5) Section 1861(ww)(2)(A) of such Act (42  
15       U.S.C. 1395w(ww)(2)(A))) is amended by striking  
16       “and hepatitis B” and inserting “hepatitis B, and  
17       any other adult vaccine”.

18               (6) Section 1866(a)(2)(A) of such Act (42  
19       U.S.C. 1395cc(a)(2)(A)) is amended by striking  
20       “1861(s)(10)(A)” and inserting “1861(s)(10)”.

21       (d) EFFECTIVE DATE.—The amendments made by  
22       this section shall apply to vaccines administered on or  
23       after January 1, 2008.

