

116TH CONGRESS  
1ST SESSION

# S. 1223

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.

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## IN THE SENATE OF THE UNITED STATES

APRIL 29, 2019

Mr. CASEY (for himself and Mr. PORTMAN) introduced the following bill;  
which was read twice and referred to the Committee on Finance

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## 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 2019”.

1 **SEC. 2. CLARIFYING NON-APPLICATION OF MEDICARE**  
2 **COMPETITIVE ACQUISITION RATES TO COM-**  
3 **PLEX REHABILITATIVE WHEELCHAIRS AND**  
4 **ACCESSORIES.**

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

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

8 (2) in clause (iii), by striking at the end the pe-  
9 riod and inserting “; and”; and

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

12 “(iv) in the case of covered items fur-  
13 nished on or after July 1, 2019, the Sec-  
14 retary shall not apply this subparagraph or  
15 any other provision of this title to use in-  
16 formation from the competitive acquisition  
17 program to determine payment amounts  
18 for items excluded from such competitive  
19 acquisition program, including all complex  
20 rehabilitative manual and power wheel-  
21 chairs classified by the Secretary as of  
22 January 1, 2015, and, without limitation,  
23 any wheelchair accessory, cushion, or back  
24 when furnished in connection with a com-

- 1 plex rehabilitative manual or power wheel-
- 2 chair.”.

