

110TH CONGRESS
1ST SESSION

S. 2158

To amend title XVIII of the Social Security Act to permit Medicare beneficiaries to continue to rent certain items of complex durable medical equipment.

IN THE SENATE OF THE UNITED STATES

OCTOBER 15, 2007

Mr. BAYH (for himself and Mr. LUGAR) 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 permit Medicare beneficiaries to continue to rent certain items of complex durable medical equipment.

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. RENTAL OF COMPLEX DURABLE MEDICAL**
4 **EQUIPMENT.**

5 (a) IN GENERAL.—Section 1834(a)(7) of the Social
6 Security Act (42 U.S.C. 1395m(a)(7)) is amended—

7 (1) in subparagraph (A)(i)(I), by inserting “or
8 subparagraph (D)” after “clause (iii)”; and

1 (2) by adding at the end the following new sub-
2 paragraph:

3 “(D) RENTAL OPTION FOR CERTAIN COM-
4 PLEX DURABLE MEDICAL EQUIPMENT.—

5 “(i) IN GENERAL.—Notwithstanding
6 subparagraph (A), payment for an item of
7 complex durable medical equipment de-
8 scribed in clause (ii) shall be governed by
9 the rules applicable for payments for such
10 item under this subsection as of December
11 31, 2005.

12 “(ii) COMPLEX DURABLE MEDICAL
13 EQUIPMENT DEFINED.—In this subpara-
14 graph, the term ‘complex durable medical
15 equipment’ means an item of durable med-
16 ical equipment that is a Group 3 Support
17 Surface (as such Group is defined or oth-
18 erwise recognized by any entity with which
19 the Secretary has entered into a contract
20 under section 1842 or 1847A).”.

21 (b) EFFECTIVE DATE.—The amendments made by
22 this section shall apply to items furnished for which the
23 first rental month occurs on or after January 1, 2006.

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