

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 5388
OFFERED BY M . _____**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Supporting Innovation
3 for Seniors Act”.

**4 SEC. 2. COVERAGE OF MEDICAL DEVICES AND TECH-
5 NOLOGIES.**

6 Section 1852(a)(3) of the Social Security Act (42
7 U.S.C. 1395w–22(a)(3) is amended—

8 (1) in subparagraph (A), by striking “subpara-
9 graph (D)” and inserting “subparagraphs (D) and
10 (E)”; and

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

13 “(E) NONAPPLICATION OF UNIFORMITY
14 REQUIREMENTS FOR MEDICAL DEVICES AND
15 TECHNOLOGIES FURNISHED TO SPECIFIED EN-
16 ROLLEES.—

17 “(i) IN GENERAL.—For plan year
18 2025 and subsequent plan years, the uni-

1 formity requirements under this part shall
2 not apply with respect to supplemental
3 benefits consisting of medical devices and
4 technologies provided by an MA plan, in-
5 cluding a specialized MA plan for special
6 needs individuals (as defined in section
7 1859(b)(6)), to targeted enrollees (as de-
8 fined in clause (ii)).

9 “(ii) TARGETED ENROLLEES.—For
10 purposes of clause (i), the term ‘targeted
11 enrollee’ means the following:

12 “(I) An enrollee with one or more
13 chronic conditions.

14 “(II) An enrollee who is a sub-
15 sidy eligible individual (as defined in
16 section 1860D–14(a)(3)) or who
17 would be such an individual if the en-
18 rollee were enrolled in a prescription
19 drug plan or an MA–PD plan.

20 “(iii) REPORTING.—The Secretary
21 may require an MA plan, including a spe-
22 cialized MA plan for special needs individ-
23 uals (as defined in section 1859(b)(6)),
24 providing supplemental benefits consisting
25 of medical devices and technologies to tar-

1 geted enrollees in a nonuniform manner to
2 report to the Secretary (at such time and
3 in such manner as specified by the Sec-
4 retary) information relating to the provi-
5 sion of such benefits, including data on the
6 types of targeted enrollees provided such
7 benefits.”.

