

118TH CONGRESS
1ST SESSION

H. R. 5371

To amend title XVIII of the Social Security Act to clarify payment rules for manual wheelchairs under part B of the Medicare program.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 8, 2023

Mr. JOYCE of Pennsylvania (for himself and Mrs. STEEL) 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

A BILL

To amend title XVIII of the Social Security Act to clarify payment rules for manual wheelchairs under part B of the Medicare program.

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 “Choices for Increased
5 Mobility Act of 2023”.

1 **SEC. 2. CLARIFYING PAYMENT RULES FOR MANUAL**
2 **WHEELCHAIRS UNDER PART B OF THE MEDI-**
3 **CARE PROGRAM.**

4 (a) **EXCLUSION.**—Section 1862(a)(1) of the Social
5 Security Act (42 U.S.C. 1395y(a)(1)) is amended—

6 (1) in subparagraph (O), by striking “and” at
7 the end;

8 (2) in subparagraph (P), by striking the semi-
9 colon at the end and inserting “, and”; and

10 (3) by adding at the end the following new sub-
11 paragraph:

12 “(Q) in the case of a manual wheelchair
13 furnished on or after January 1, 2023, where
14 such expenses exceed the amount recognized
15 under section 1834(a)(1)(B)(ii) for such wheel-
16 chair by reason of inclusion of any titanium or
17 carbon fiber construction materials included in
18 the base of such wheelchair;”.

19 (b) **NO EFFECT ON FEE SCHEDULE.**—Section
20 1834(a)(1) of such Act (42 U.S.C. 1395m(a)(1)) is
21 amended by adding at the end the following new subpara-
22 graph:

23 “(J) **EXCLUSION OF CERTAIN MANUAL**
24 **WHEELCHAIR COMPONENTS FROM FEE SCHED-**
25 **ULE AMOUNT.**—Beginning January 1, 2023,
26 any payment amount recognized under subpara-

1 graph (B)(ii) with respect to a manual wheel-
2 chair shall be treated as not including payment
3 for any titanium or carbon fiber construction
4 materials included in the base of such wheel-
5 chair.”.

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