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(Original Signature of Member)

117TH CONGRESS
2D SESSION

H. R. _____

To direct the Secretary of Health and Human Services to provide for certain adjustments to Medicare payment for items of durable medical equipment that were formerly included in round 2021 of the DMEPOS competitive bidding program.

IN THE HOUSE OF REPRESENTATIVES

Mr. MULLIN introduced the following bill; which was referred to the Committee on _____

A BILL

To direct the Secretary of Health and Human Services to provide for certain adjustments to Medicare payment for items of durable medical equipment that were formerly included in round 2021 of the DMEPOS competitive bidding program.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. ADJUSTMENTS TO MEDICARE PAYMENT FOR**
2 **ITEMS OF DURABLE MEDICAL EQUIPMENT**
3 **FORMERLY INCLUDED IN ROUND 2021 OF**
4 **THE DMEPOS COMPETITIVE BIDDING PRO-**
5 **GRAM.**

6 (a) IN GENERAL.—The Secretary of Health and
7 Human Services shall implement section 414.210 of title
8 42, Code of Federal Regulations, such that the fee sched-
9 ule amounts determined pursuant to such section for cov-
10 ered items furnished during the period beginning on Janu-
11 ary 1, 2022, and ending on December 31, 2023, shall be
12 applied as if the transition rules under paragraph (g)(9)
13 of such section provided that for such covered items so
14 furnished, the fee schedule amount for the area involved
15 is equal to 90 percent of the adjusted payment amount
16 established under such section and 10 percent of the
17 unadjusted fee schedule amount established under such
18 section.

19 (b) COVERED ITEM DEFINED.—For purposes of sub-
20 section (a), the term “covered item” means any item—

21 (1) that were competed under the Round 2021
22 DMEPOS Competitive Bidding Program;

23 (2) for which contracts were not executed for
24 such round of bidding; and

25 (3) which did not, as of January 1, 2021, revert
26 to the unadjusted fee schedule amount established

1 under section 414.210 of title 42, Code of Federal
2 Regulations.