

118TH CONGRESS
1ST SESSION

H. R. 4917

To amend title XVIII of the Social Security Act to provide no-cost coverage for PFAS testing under the Medicare program.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2023

Mr. KILDEE (for himself, Mr. FITZPATRICK, Mr. PASCRELL, and Ms. MACE) 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 provide no-cost coverage for PFAS testing under 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 “Expanding Seniors’
5 Access to PFAS Testing Act”.

1 **SEC. 2. NO-COST COVERAGE FOR PFAS TESTING UNDER**
2 **MEDICARE.**

3 (a) IN GENERAL.—Section 1861 of the Social Secu-
4 rity Act (42 U.S.C. 1395x) is amended—

5 (1) in subsection (ww)(2)—

6 (A) by moving the margin of subparagraph

7 (N) 2 ems to the left;

8 (B) by redesignating subparagraph (O) as
9 subparagraph (P); and

10 (C) by inserting after subparagraph (N)
11 the following new subparagraph:

12 “(O) PFAS testing (as defined in subsection
13 (nnn)).”; and

14 (2) by adding at the end the following new sub-
15 section:

16 “(nnn) PFAS TESTING.—The term ‘PFAS testing’
17 means a blood test ordered by a physician to determine
18 the concentration of perfluoroalkyl and polyfluoroalkyl
19 substances.”.

20 (b) APPLICATION OF NO COST-SHARING.—Section
21 1833(a)(1) of the Social Security Act (42 U.S.C.
22 1395l(a)(1)) is amended—

23 (1) in subparagraph (Y), by inserting “(other
24 than PFAS testing (as defined in section
25 1861(nnn)) furnished on or after January 1, 2024)”

1 after “in the case of such services described in sub-
2 paragraph (A)”;

3 (2) in subparagraph (GG), by striking “and” at
4 the end; and

5 (3) by inserting “, and (II) with respect to
6 PFAS testing (as defined in section 1861(nnn)) per-
7 formed on or after January 1, 2024, the amounts
8 paid shall be 100 percent of the lesser of the actual
9 charges for testing or the amount determined under
10 the fee schedule that applies to the screening and
11 preventive services described in section
12 1861(ww)(2)” before the semicolon at the end.

○