

118TH CONGRESS
1ST SESSION

S. 1294

To provide for payment rates for durable medical equipment under the Medicare program.

IN THE SENATE OF THE UNITED STATES

APRIL 26, 2023

Mr. THUNE (for himself and Ms. STABENOW) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To provide for payment rates for durable medical equipment 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 “Competitive Bidding
5 Relief Act of 2023”.

6 **SEC. 2. PAYMENT RATES FOR DURABLE MEDICAL EQUIP-**
7 **MENT UNDER THE MEDICARE PROGRAM.**

8 (a) AREAS OTHER THAN RURAL AND NONCONTIG-
9 UOUS AREAS.—The Secretary shall implement section
10 414.210(g)(9)(v) of title 42, Code of Federal Regulations

1 (or any successor regulation), to apply the transition rule
2 described in the first sentence of such section to all appli-
3 cable items and services furnished in areas other than
4 rural or noncontiguous areas (as such terms are defined
5 for purposes of such section) through December 31, 2024.

6 (b) ALL AREAS.—The Secretary shall not implement
7 section 414.210(g)(9)(vi) of title 42, Code of Federal Reg-
8 ulations (or any successor regulation) until January 1,
9 2025.

10 (c) IMPLEMENTATION.—Notwithstanding any other
11 provision of law, the Secretary may implement the provi-
12 sions of this section by program instruction or otherwise.

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