

117TH CONGRESS
1ST SESSION

H. R. 6007

To amend title XVIII of the Social Security Act to provide for the expansion of coverage of vaccines under part B of the Medicare program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 17, 2021

Mr. O'HALLERAN (for himself and Mr. JOYCE of Pennsylvania) 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 for the expansion of coverage of vaccines under part B of the Medicare program, and for other purposes.

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. EXPANSION OF COVERAGE OF VACCINES**

4 **UNDER PART B OF THE MEDICARE PROGRAM.**

5 (a) IN GENERAL.—Section 1861(s)(10)(A) of the So-
6 cial Security Act (42 U.S.C. 1395x(s)(10)(A)) is amend-
7 ed—

1 (1) by inserting “(i)” after “(A)”; and

2 (2) by adding at the end the following new
3 clause:

4 “(ii) with respect to an adult indi-
5 vidual, any other vaccine (which is ap-
6 proved by the Federal Food and Drug Ad-
7 ministration) not described in clause (i)
8 that is recommended by the Advisory Com-
9 mittee on Immunization Practices and its
10 administration; and”.

11 (b) CONFORMING AMENDMENTS.—

12 (1) WAIVER OF DEDUCTIBLE.—The first sen-
13 tence of section 1833(b) of the Social Security Act
14 (42 U.S.C. 1395l(b)) is amended—

15 (A) by striking “, and (12)” and inserting
16 “, (12)”;

17 (B) by striking “section 1861(s)(10)(A)”
18 and inserting “section 1861(s)(10)(A)(i)”; and

19 (C) by inserting before the period at the
20 end the following: “, and (13) such deductible
21 shall not apply with respect to vaccines rec-
22 ommended by the Advisory Committee on Im-
23 munization Practices and their administration
24 described in section 1861(s)(10)(A)(ii)”.

(2) WAIVER OF COST-SHARING UNDER MEDICARE ADVANTAGE.—Section 1852(a)(1)(B) of the Social Security Act (42 U.S.C. 1395w–22(a)(1)(B)), as amended by section 3713(c) of the CARES Act (Public Law 116–136), is amended—

(A) in clause (iv)—

(i) by redesignating subclause (VII) as subclause (VIII);

(ii) by inserting after subclause (VI) the following new subclause:

“(VII) Vaccines recommended by the Advisory Committee on Immunization Practices and their administration described in section 1861(s)(10)(A)(ii).”; and

(iii) in subclause (VI), by striking “section 1861(s)(10)(A)” and inserting “section 1861(s)(10)(A)(i)”; and

(B) in clause (v), by striking “and (VI)” and inserting “(VI), and (VII)”.

(3) INITIAL PREVENTIVE MEDICAL EXAMINATION.—Section 1861(ww)(2)(A) of the Social Security Act (42 U.S.C. 1395x(ww)(2)(A)) is amended by striking “and hepatitis B vaccine” and inserting

1 “COVID–19, hepatitis B, and other vaccines de-
2 scribed in section 1861(s)(10)(A)(ii)”.

3 (c) EFFECTIVE DATE.—The amendments made by
4 this section shall take effect on the date of enactment of
5 this Act.

6 (d) IMPLEMENTATION.—Notwithstanding any other
7 provision of law, the Secretary may implement the provi-
8 sions of, and the amendments made by, this section by
9 program instruction or otherwise.

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