

117TH CONGRESS  
1ST SESSION

# H. R. 2654

To amend title XVIII of the Social Security Act to provide Medicare coverage for all physicians' services furnished by doctors of chiropractic within the scope of their license, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 19, 2021

Mr. HIGGINS of New York (for himself, Mr. SMITH of Missouri, Mr. FITZPATRICK, Mr. LARSON of Connecticut, Mr. SUOZZI, Mr. ADERHOLT, Mrs. AXNE, Ms. WASSERMAN SCHULTZ, Mr. VAN DREW, Ms. SCANLON, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. BACON, Mr. ROGERS of Alabama, Miss RICE of New York, Mr. JOYCE of Pennsylvania, Mr. SCHRADER, and Ms. PINGREE) 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

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## A BILL

To amend title XVIII of the Social Security Act to provide Medicare coverage for all physicians' services furnished by doctors of chiropractic within the scope of their license, 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,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Chiropractic Medicare  
3 Coverage Modernization Act of 2021”.

4 **SEC. 2. FINDINGS; STATEMENT OF PURPOSE.**

5       (a) FINDINGS.—Congress finds the following:

6           (1) In 1972, coverage was established under the  
7 Medicare program for beneficiaries to receive chiro-  
8 practic care.

9           (2) Unfortunately, the antiquated statute re-  
10 stricts beneficiaries to one service in a chiropractic  
11 clinic and Medicare chiropractic coverage has not  
12 kept up with private sector coverage and other fed-  
13 eral health delivery systems.

14           (3) Today, due to positive evidence-based out-  
15 comes and cost effectiveness of the services provided  
16 by doctors of chiropractic, private coverage for chiro-  
17 practic services has evolved and State licensure for  
18 chiropractors has advanced to meet patient needs  
19 and health outcomes.

20           (4) This Act would bring Medicare chiropractic  
21 coverage more in line with that provided with the  
22 Department of Veterans Affairs, Department of De-  
23 fense, the Federal Employee Health Benefits Pro-  
24 gram, and private health insurance coverage.

25       (b) PURPOSE.—It is the purpose of this Act to ex-  
26 pand recognition and coverage of a doctor of chiropractic

1 as a “physician” under the Medicare program in connec-  
 2 tion with the performance of any function or action, in-  
 3 cluding current service of “manual manipulation of the  
 4 spine to correct a subluxation”, as is legally authorized  
 5 by the State in which such doctor performs such function  
 6 or action.

7 **SEC. 3. PROVIDING MEDICARE COVERAGE FOR ALL PHYSI-**  
 8 **CIAANS’ SERVICES FURNISHED BY DOCTORS**  
 9 **OF CHIROPRACTIC WITHIN THE SCOPE OF**  
 10 **THEIR LICENSE.**

11 (a) IN GENERAL.—Section 1861(r)(5) of the Social  
 12 Security Act (42 U.S.C. 1395x(r)(5)) is amended by strik-  
 13 ing “a chiropractor who is licensed as such by the State  
 14 (or in a State which does not license chiropractors as such,  
 15 is legally authorized to perform the services of a chiro-  
 16 practor in the jurisdiction in which he performs such serv-  
 17 ices), and who meets uniform minimum standards promul-  
 18 gated by the Secretary, but only for the purpose of sec-  
 19 tions 1861(s)(1) and 1861(s)(2)(A) and only with respect  
 20 to treatment by means of manual manipulation of the  
 21 spine (to correct a subluxation) which he is legally author-  
 22 ized to perform by the State or jurisdiction in which such  
 23 treatment is provided” and inserting “a doctor of chiro-  
 24 practic who is licensed as a doctor of chiropractic or a  
 25 chiropractor by the State in which the function or action

1 is performed and whose license provides legal authoriza-  
 2 tion to perform such function or action in such State or  
 3 in the jurisdiction in which the function or action is per-  
 4 formed”.

5 (b) CERTAIN COVERAGE LIMITS.—Section 1833 of  
 6 the Social Security Act (42 U.S.C. 1395l) is amended by  
 7 adding at the end the following new subsection:

8 “(ee) LIMITATION ON PAYMENT OF SERVICES PRO-  
 9 VIDED BY CERTAIN DOCTORS OF CHIROPRACTIC.—Not-  
 10 withstanding any other provision of this part, in the case  
 11 of services of a doctor of chiropractic described in section  
 12 1861(r)(5), payment may only be made under this part  
 13 for such services if—

14 “(1) such services are furnished by a doctor of  
 15 chiropractic who is verified once, by a process de-  
 16 signed by the Secretary, as attending an educational  
 17 documentation webinar, or other similar electronic  
 18 product, designed by the Secretary or an updated  
 19 modified version of such webinar, as designed by the  
 20 Secretary; or

21 “(2) such services are treatment by means of  
 22 manual manipulation of the spine to correct a sub-  
 23 luxation.”.

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