

118TH CONGRESS
2D SESSION

S. 5154

To amend title XVIII of the Social Security Act to clarify payment rules for manual wheelchairs under part B of the Medicare program.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 24, 2024

Mrs. BLACKBURN (for herself and Ms. DUCKWORTH) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XVIII of the Social Security Act to clarify payment rules for manual wheelchairs under part B of 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 “Choices for Increased
5 Mobility Act of 2024”.

1 **SEC. 2. ESTABLISHING SEPARATE HCPCS CODES FOR CER-**
2 **TAIN MANUAL WHEELCHAIRS UNDER THE**
3 **MEDICARE PROGRAM.**

4 Section 1834(a) of the Social Security Act (42 U.S.C.
5 1395m(a)) is amended by adding at the end the following
6 new paragraph:

7 “(23) REQUIREMENT TO ESTABLISH SEPARATE
8 HCPCS CODES FOR CERTAIN MANUAL WHEEL-
9 CHAIRS.—

10 “(A) IN GENERAL.—With respect to
11 ultralightweight manual wheelchairs payable
12 under this subsection furnished on or after Jan-
13 uary 1, 2025, the Secretary shall establish two
14 or more HCPCS codes, as determined appro-
15 priate by the Secretary, for the base of such a
16 wheelchair depending on the construction mate-
17 rial used in such base (with one such code that
18 is used to identify such a base with titanium or
19 carbon fiber materials and one code for such a
20 base without such materials).

21 “(B) UPGRADES APPLICABLE TO CERTAIN
22 MANUAL WHEELCHAIRS.—Notwithstanding
23 paragraph (19), on or after January 1, 2025,
24 an individual may purchase or rent from a sup-
25 plier an upgraded titanium or carbon fiber
26 manual wheelchair.

1 “(C) PAYMENT AND BENEFICIARY PRO-
2 TECTIONS.—

3 “(i) IN GENERAL.—Notwithstanding
4 paragraph (19), in the case where an indi-
5 vidual purchases or rents from a supplier
6 an upgraded titanium or carbon fiber man-
7 ual wheelchair on or after January 1,
8 2025, the supplier may charge the indi-
9 vidual the difference between the Medicare
10 fee schedule amount for the non-upgraded
11 manual wheelchair and the fair market
12 value for the upgraded manual wheelchair.

13 “(ii) BENEFICIARY PROTECTIONS.—In
14 order to inform an individual of their po-
15 tential financial liability under clause (i),
16 the Secretary may require a supplier to
17 issue an advance beneficiary notice under
18 section 1879 to the individual prior to the
19 purchase or rent of an upgraded titanium
20 or carbon fiber manual wheelchair by the
21 individual.”.

○