

118TH CONGRESS
2^D SESSION

H. R. 10060

To amend title XVIII of the Social Security Act to require the provision of certain information with respect to breast reconstruction surgery under the Medicare program.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 25, 2024

Ms. WATERS (for herself, Mr. GARAMENDI, Mr. ESPALLAT, Mr. GOTTHEIMER, Mr. CONNOLLY, Mr. GRIJALVA, Mr. THOMPSON of Mississippi, and Ms. SALINAS) 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 require the provision of certain information with respect to breast reconstruction surgery 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 “Medicare Breast Re-
5 construction Access and Information Act”.

1 **SEC. 2. REQUIRING THE PROVISION OF CERTAIN INFORMA-**
2 **TION WITH RESPECT TO BREAST RECON-**
3 **STRUCTION SURGERY.**

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

7 “(aa) REQUIREMENT TO PROVIDE CERTAIN INFOR-
8 MATION WITH RESPECT TO BREAST RECONSTRUCTION
9 SURGERY.—Notwithstanding any other provision of this
10 part, no payment may be made under this part for a mas-
11 tectomy furnished to an individual on or after the date
12 that is 1 year after the date of the enactment of this sub-
13 section unless the supplier furnishing such mastectomy,
14 prior to the furnishing of such mastectomy—

15 “(1) informs such individual that breast recon-
16 struction surgery following a medically necessary
17 mastectomy is covered under this part pursuant to
18 national coverage determination 140.2; and

19 “(2) documents the provision of such informa-
20 tion in the medical record of such individual.”.

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