	TH CONGRESS 1ST SESSION S.
	1ST SESSION
	To amend title XVIII of the Social Security Act to improve coverage of audiology services under the Medicare program, and for other purposes.
	IN THE SENATE OF THE UNITED STATES
_	introduced the following bill; which was read twice and referred to the Committee on
	A BILL
То	amend title XVIII of the Social Security Act to improve
	coverage of audiology services under the Medicare pro-
	gram, 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. SHORT TITLE.
4	This Act may be cited as the "Medicare Audiology
5	Access Improvement Act of 2023".
6	SEC. 2. COVERAGE OF AUDIOLOGY SERVICES UNDER THE
7	MEDICARE PROGRAM.

(a) IN GENERAL.—Section 1861(s)(2) of the Social

9 Security Act (42 U.S.C. 1395x(s)(2)) is amended—

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1	(1) in subparagraph (II), by striking "and" at
2	the end;
3	(2) in subparagraph (JJ), by striking the pe-
4	riod at the end and inserting "; and"; and
5	(3) by adding at the end the following new sub-
6	paragraph:
7	"(KK) audiology services (as defined in sub-
8	section (ll)(3));"; and
9	(b) Improved Access to Audiology Services.—
10	Paragraph (3) of section 1861(ll) of the Social Security
11	Act (42 U.S.C. 1395x(ll)) is amended to read as follows:
12	"(3) The term 'audiology services' means such hear-
13	ing and balance assessment services furnished on or before
14	December 31, 2024, and beginning January 1, 2025, such
15	diagnostic or treatment services furnished by a qualified
16	audiologist which the qualified audiologist is legally au-
17	thorized to perform under State law (or the regulatory
18	mechanism provided by State law), as would otherwise be
19	covered if furnished by a physician or as incident to a phy-
20	sician's service. A qualified audiologist shall be permitted
21	to furnish such audiology services without regard to any
22	requirement that the individual receiving such audiology
23	services is under the care of (or referred by) a physician
24	or other health care practitioner or that such services are

1 furnished under the supervision of a physician or other

- 2 health care practitioner.".
- 3 (c) Payment Amount and Coinsurance.—Section
- 4 1833(a)(1) of the Social Security Act (42 U.S.C.
- 5 1395l(a)(1)) is amended—
- 6 (1) by striking "and" before (HH); and
- 7 (2) by inserting the following before the semi-
- 8 colon: "and (II) with respect to audiology services
- 9 furnished under section 1861(s)(2)(KK), the
- amounts paid shall be 80 percent of the lesser of the
- actual charge for the services or the fee schedule
- amount provided under section 1848".
- 13 (d) Payment on Assignment-Related Basis.—
- 14 Section 1842(b)(18)(C) of the Social Security Act (42
- 15 U.S.C. 1395u(b)(18)(C)) is amended by adding at the end
- 16 the following new clause:
- 17 "(ix) A qualified audiologist (as de-
- fined in section 1861(ll)(4)(B).".
- 19 (e) Inclusion of Qualified Audiologists as
- 20 RHC AND FQHC PRACTITIONERS.—Section
- 21 1861(aa)(1)(B) of the Social Security Act (42 U.S.C.
- 22 1395x(aa)(1)(B)) is amended by inserting "by a qualified
- 23 audiologist (as defined in subsection (ll)(4)(B))," after
- 24 "(as defined in subsection (hh)(1)),".

- 1 (f) RULE OF CONSTRUCTION.—Nothing in the
- 2 amendments made by this section shall be construed to
- 3 expand the scope of audiologist services or services for
- 4 which payment may be made to other providers under title
- 5 XVIII of the Social Security Act (42 U.S.C. 1395 et seq.)
- 6 beyond those services for which such payment may be
- 7 made as of December 31, 2024.
- 8 (g) Effective Date.—The amendments made by
- 9 this section shall apply to items and services furnished on
- 10 or after January 1, 2025.