

## HR 3559

Medicare Durable Medical Equipment Access Act of 2005

**Congress:** 109 (2005–2007, Ended)

**Chamber:** House

**Policy Area:** Health

**Introduced:** Jul 28, 2005

**Current Status:** Referred to the Subcommittee on Health.

**Latest Action:** Referred to the Subcommittee on Health. (Aug 5, 2005)

**Official Text:** <https://www.congress.gov/bill/109th-congress/house-bill/3559>

### Sponsor

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**Name:** Rep. Hobson, David L. [R-OH-7]

**Party:** Republican • **State:** OH • **Chamber:** House

**Cosponsors** (151 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Tanner, John S. [D-TN-8]	D · TN		Jul 28, 2005
Rep. Bradley, Jeb [R-NH-1]	R · NH		Sep 8, 2005
Rep. Emerson, Jo Ann [R-MO-8]	R · MO		Sep 8, 2005
Rep. Frank, Barney [D-MA-4]	D · MA		Sep 8, 2005
Rep. Gillmor, Paul E. [R-OH-5]	R · OH		Sep 8, 2005
Rep. Latham, Tom [R-IA-4]	R · IA		Sep 8, 2005
Rep. McHugh, John M. [R-NY-23]	R · NY		Sep 8, 2005
Rep. Michaud, Michael H. [D-ME-2]	D · ME		Sep 8, 2005
Rep. Mollohan, Alan B. [D-WV-1]	D · WV		Sep 8, 2005
Rep. Nussle, Jim [R-IA-1]	R · IA		Sep 8, 2005
Rep. Olver, John W. [D-MA-1]	D · MA		Sep 8, 2005
Rep. Price, David E. [D-NC-4]	D · NC		Sep 8, 2005
Rep. Ross, Mike [D-AR-4]	D · AR		Sep 8, 2005
Rep. Tiberi, Patrick J. [R-OH-12]	R · OH		Sep 8, 2005
Rep. Allen, Thomas H. [D-ME-1]	D · ME		Sep 15, 2005
Rep. Bishop, Timothy H. [D-NY-1]	D · NY		Sep 15, 2005
Rep. Boucher, Rick [D-VA-9]	D · VA		Sep 15, 2005
Rep. Davis, Jo Ann [R-VA-1]	R · VA		Sep 15, 2005
Rep. Hinchey, Maurice D. [D-NY-22]	D · NY		Sep 15, 2005
Rep. Kanjorski, Paul E. [D-PA-11]	D · PA		Sep 15, 2005
Rep. Visclosky, Peter J. [D-IN-1]	D · IN		Sep 15, 2005
Rep. Gerlach, Jim [R-PA-6]	R · PA		Sep 22, 2005
Rep. Murtha, John P. [D-PA-12]	D · PA		Sep 22, 2005
Rep. Peterson, Collin C. [D-MN-7]	D · MN		Sep 22, 2005
Rep. Regula, Ralph [R-OH-16]	R · OH		Sep 22, 2005
Rep. Wamp, Zach [R-TN-3]	R · TN		Sep 22, 2005
Rep. Andrews, Robert E. [D-NJ-1]	D · NJ		Oct 18, 2005
Rep. Bonner, Jo [R-AL-1]	R · AL		Oct 18, 2005
Rep. Brown, Sherrod [D-OH-13]	D · OH		Oct 18, 2005
Rep. DeLauro, Rosa L. [D-CT-3]	D · CT		Oct 18, 2005
Rep. Gibbons, Jim [R-NV-2]	R · NV		Oct 18, 2005
Rep. Goode, Virgil H., Jr. [R-VA-5]	R · VA		Oct 18, 2005
Rep. Hall, Ralph M. [R-TX-4]	R · TX		Oct 18, 2005
Rep. Herseth, Stephanie [D-SD-At Large]	D · SD		Oct 18, 2005
Rep. McCotter, Thaddeus G. [R-MI-11]	R · MI		Oct 18, 2005
Rep. Neugebauer, Randy [R-TX-19]	R · TX		Oct 18, 2005
Rep. Porter, Jon C. [R-NV-3]	R · NV		Oct 18, 2005
Rep. Tierney, John F. [D-MA-6]	D · MA		Oct 18, 2005
Rep. Berkley, Shelley [D-NV-1]	D · NV		Oct 28, 2005
Rep. Boehlert, Sherwood [R-NY-24]	R · NY		Oct 28, 2005
Rep. Ford, Harold E., Jr. [D-TN-9]	D · TN		Oct 28, 2005

Cosponsor	Party / State	Role	Date Joined
Rep. Lynch, Stephen F. [D-MA-9]	D · MA		Oct 28, 2005
Rep. Ryan, Tim [D-OH-17]	D · OH		Oct 28, 2005
Rep. Sanders, Bernard [I-VT-At Large]	I · VT		Oct 28, 2005
Rep. Walsh, James T. [R-NY-25]	R · NY		Oct 28, 2005
Rep. Gordon, Bart [D-TN-6]	D · TN		Nov 4, 2005
Rep. Kennedy, Patrick J. [D-RI-1]	D · RI		Nov 4, 2005
Rep. Langevin, James R. [D-RI-2]	D · RI		Nov 4, 2005
Rep. McGovern, James P. [D-MA-3]	D · MA		Nov 4, 2005
Rep. Etheridge, Bob [D-NC-2]	D · NC		Nov 17, 2005
Rep. Kildee, Dale E. [D-MI-5]	D · MI		Nov 17, 2005
Rep. Meehan, Martin T. [D-MA-5]	D · MA		Nov 17, 2005
Rep. Oxley, Michael G. [R-OH-4]	R · OH		Nov 17, 2005
Rep. Pickering, Charles W. "Chip" [R-MS-3]	R · MS		Nov 17, 2005
Rep. Reynolds, Thomas M. [R-NY-26]	R · NY		Nov 17, 2005
Rep. Crowley, Joseph [D-NY-7]	D · NY		Feb 1, 2006
Rep. Davis, Susan A. [D-CA-53]	D · CA		Feb 1, 2006
Rep. Kuhl, John R. "Randy", Jr. [R-NY-29]	R · NY		Feb 1, 2006
Rep. Leach, James A. [R-IA-2]	R · IA		Feb 1, 2006
Rep. Platts, Todd Russell [R-PA-19]	R · PA		Feb 1, 2006
Rep. Reyes, Silvestre [D-TX-16]	D · TX		Feb 1, 2006
Rep. Simmons, Rob [R-CT-2]	R · CT		Feb 1, 2006
Rep. Grijalva, Raúl M. [D-AZ-7]	D · AZ		Feb 8, 2006
Rep. Higgins, Brian [D-NY-27]	D · NY		Feb 8, 2006
Rep. Israel, Steve [D-NY-2]	D · NY		Feb 8, 2006
Rep. LaHood, Ray [R-IL-18]	R · IL		Feb 8, 2006
Rep. McNulty, Michael R. [D-NY-21]	D · NY		Feb 8, 2006
Rep. Owens, Major R. [D-NY-11]	D · NY		Feb 8, 2006
Rep. Pryce, Deborah [R-OH-15]	R · OH		Feb 8, 2006
Rep. Slaughter, Louise McIntosh [D-NY-28]	D · NY		Feb 8, 2006
Rep. Souder, Mark E. [R-IN-3]	R · IN		Feb 8, 2006
Rep. Baldwin, Tammy [D-WI-2]	D · WI		Feb 16, 2006
Rep. Pastor, Ed [D-AZ-4]	D · AZ		Feb 16, 2006
Rep. Thompson, Bennie G. [D-MS-2]	D · MS		Feb 16, 2006
Rep. Capuano, Michael E. [D-MA-8]	D · MA		Mar 2, 2006
Rep. Delahunt, William D. [D-MA-10]	D · MA		Mar 2, 2006
Rep. Jones, Walter B., Jr. [R-NC-3]	R · NC		Mar 2, 2006
Rep. Larsen, Rick [D-WA-2]	D · WA		Mar 2, 2006
Rep. Miller, Brad [D-NC-13]	D · NC		Mar 2, 2006
Rep. Moran, Jerry [R-KS-1]	R · KS		Mar 2, 2006
Rep. Nadler, Jerrold [D-NY-8]	D · NY		Mar 2, 2006
Rep. Ros-Lehtinen, Ileana [R-FL-18]	R · FL		Mar 2, 2006
Rep. Sherwood, Don [R-PA-10]	R · PA		Mar 2, 2006

Cosponsor	Party / State	Role	Date Joined
Rep. Larson, John B. [D-CT-1]	D · CT		Mar 9, 2006
Rep. Berry, Marion [D-AR-1]	D · AR		Mar 16, 2006
Rep. DeGette, Diana [D-CO-1]	D · CO		Mar 16, 2006
Rep. Holden, Tim [D-PA-17]	D · PA		Mar 16, 2006
Rep. Jenkins, William L. [R-TN-1]	R · TN		Mar 16, 2006
Rep. McIntyre, Mike [D-NC-7]	D · NC		Mar 16, 2006
Rep. Price, Tom [R-GA-6]	R · GA		Mar 16, 2006
Rep. Shuster, Bill [R-PA-9]	R · PA		Mar 16, 2006
Rep. Smith, Adam [D-WA-9]	D · WA		Mar 16, 2006
Rep. Baca, Joe [D-CA-43]	D · CA		Mar 30, 2006
Rep. Green, Gene [D-TX-29]	D · TX		Mar 30, 2006
Rep. McCaul, Michael T. [R-TX-10]	R · TX		Mar 30, 2006
Rep. Alexander, Rodney [R-LA-5]	R · LA		Apr 27, 2006
Rep. Boustany, Charles W., Jr. [R-LA-7]	R · LA		Apr 27, 2006
Rep. Carter, John R. [R-TX-31]	R · TX		Apr 27, 2006
Rep. Cole, Tom [R-OK-4]	R · OK		Apr 27, 2006
Rep. King, Peter T. [R-NY-3]	R · NY		Apr 27, 2006
Rep. Lucas, Frank D. [R-OK-3]	R · OK		Apr 27, 2006
Rep. Abercrombie, Neil [D-HI-1]	D · HI		May 10, 2006
Rep. Boren, Dan [D-OK-2]	D · OK		May 10, 2006
Rep. Edwards, Chet [D-TX-17]	D · TX		May 10, 2006
Rep. Gonzalez, Charles A. [D-TX-20]	D · TX		May 10, 2006
Rep. Kaptur, Marcy [D-OH-9]	D · OH		May 10, 2006
Rep. McCollum, Betty [D-MN-4]	D · MN		May 10, 2006
Rep. McKeon, Howard P. "Buck" [R-CA-25]	R · CA		May 10, 2006
Rep. Shays, Christopher [R-CT-4]	R · CT		May 10, 2006
Rep. Bachus, Spencer [R-AL-6]	R · AL		May 19, 2006
Rep. Conaway, K. Michael [R-TX-11]	R · TX		May 19, 2006
Rep. McCarthy, Carolyn [D-NY-4]	D · NY		May 19, 2006
Rep. Petri, Thomas E. [R-WI-6]	R · WI		May 19, 2006
Rep. Kelly, Sue W. [R-NY-19]	R · NY		May 25, 2006
Rep. Whitfield, Ed [R-KY-1]	R · KY		May 25, 2006
Rep. Engel, Eliot L. [D-NY-17]	D · NY		Jun 13, 2006
Rep. Gohmert, Louie [R-TX-1]	R · TX		Jun 13, 2006
Rep. Bass, Charles F. [R-NH-2]	R · NH		Jun 16, 2006
Rep. Rogers, Mike D. [R-AL-3]	R · AL		Jun 16, 2006
Rep. Cardin, Benjamin L. [D-MD-3]	D · MD		Jun 22, 2006
Rep. Terry, Lee [R-NE-2]	R · NE		Jun 22, 2006
Rep. Case, Ed [D-HI-2]	D · HI		Jul 10, 2006
Rep. Chandler, Ben [D-KY-6]	D · KY		Jul 10, 2006
Rep. Cuellar, Henry [D-TX-28]	D · TX		Jul 10, 2006
Rep. Frelinghuysen, Rodney P. [R-NJ-11]	R · NJ		Jul 10, 2006

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Rep. Gingrey, Phil [R-GA-11]	R · GA		Jul 10, 2006
Rep. Payne, Donald M. [D-NJ-10]	D · NJ		Jul 10, 2006
Rep. Schmidt, Jean [R-OH-2]	R · OH		Jul 10, 2006
Rep. Graves, Sam [R-MO-6]	R · MO		Jul 20, 2006
Rep. Doyle, Michael F. [D-PA-14]	D · PA		Jul 28, 2006
Rep. Kingston, Jack [R-GA-1]	R · GA		Jul 28, 2006
Rep. Rahall, Nick J., II [D-WV-3]	D · WV		Jul 28, 2006
Rep. Bishop, Sanford D., Jr. [D-GA-2]	D · GA		Sep 7, 2006
Rep. Cummings, Elijah E. [D-MD-7]	D · MD		Sep 7, 2006
Rep. Hayworth, J. D. [R-AZ-5]	R · AZ		Sep 7, 2006
Rep. Jefferson, William J. [D-LA-2]	D · LA		Sep 7, 2006
Rep. Miller, Candice S. [R-MI-10]	R · MI		Sep 7, 2006
Rep. Scott, David [D-GA-13]	D · GA		Sep 7, 2006
Rep. Wicker, Roger F. [R-MS-1]	R · MS		Sep 7, 2006
Rep. Ackerman, Gary L. [D-NY-5]	D · NY		Sep 14, 2006
Rep. Aderholt, Robert B. [R-AL-4]	R · AL		Sep 14, 2006
Rep. Lewis, John [D-GA-5]	D · GA		Sep 14, 2006
Rep. Strickland, Ted [D-OH-6]	D · OH		Sep 14, 2006
Rep. Goodlatte, Bob [R-VA-6]	R · VA		Sep 21, 2006
Rep. Granger, Kay [R-TX-12]	R · TX		Sep 21, 2006
Rep. Davis, Geoff [R-KY-4]	R · KY		Sep 27, 2006
Rep. Holt, Rush [D-NJ-12]	D · NJ		Sep 27, 2006
Rep. Pallone, Frank, Jr. [D-NJ-6]	D · NJ		Sep 27, 2006
Rep. Taylor, Gene [D-MS-4]	D · MS		Sep 29, 2006
Rep. Cubin, Barbara [R-WY-At Large]	R · WY		Dec 5, 2006
Rep. Blackburn, Marsha [R-TN-7]	R · TN		Dec 6, 2006

### Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	Aug 5, 2005
Ways and Means Committee	House	Referred to	Aug 4, 2005

### Subjects & Policy Tags

#### Policy Area:

Health

### Related Bills

Bill	Relationship	Last Action
109 S 3920	Identical bill	<b>Sep 21, 2006:</b> Read twice and referred to the Committee on Finance.

Medicare Durable Medical Equipment Access Act of 2005 - Amends title XVIII (Medicare) of the Social Security Act to prohibit the Secretary of Health and Human Services from awarding any contracts under the competitive durable medical equipment items and services acquisition program unless: (1) the quality standards have been implemented; and (2) the Secretary has received advice from the program oversight committee.

Requires the Secretary (who currently is authorized), in carrying out competitive acquisition programs, to exempt: (1) rural areas and areas with low population density within urban areas that are not competitive, unless there is a significant national market through mail order for a particular item or service; and (2) items and services for which the application of competitive acquisition is not likely to result in significant savings. Adds to such exemptions smaller metropolitan statistical areas.

Modifies requirements for the protection of small suppliers in bidding and contracting. Requires the Secretary to permit suppliers classified as small businesses to continue to participate as suppliers at the selected award price so long as they submit bids at less than the fee schedule amount otherwise applicable to the items and they otherwise comply with applicable program requirements.

Provides for appeal rights (currently denied).

Requires the Secretary to exempt from competitive acquisition requirements items and services for which the application of competitive acquisition is not likely to result in significant savings of at least 10%.

Prohibits the Secretary from implementing a program with respect to an item or service unless the Secretary demonstrates a probability of achieving significant savings of at least 10%, compared to the fee schedule in effect on January 1, 2006, by including the item or service in the program.

Prohibits the Secretary from implementing certain requirements for the payment basis for covered items furnished after January 1, 2009, with respect to the application of rates in an area that is not a competitive acquisition area, unless the Secretary has completed and published in the Federal Register a comparability analysis to ensure the application is appropriate. Requires application of the comparability analysis requirement to certain other part B items and services.

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## **Actions Timeline**

- **Aug 5, 2005:** Referred to the Subcommittee on Health.
- **Aug 4, 2005:** Referred to the Subcommittee on Health.
- **Jul 28, 2005:** Introduced in House
- **Jul 28, 2005:** Introduced in House
- **Jul 28, 2005:** 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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