

119TH CONGRESS
1ST SESSION

H. R. 1921

To direct the Administrator of the Centers for Medicare & Medicaid Services to clarify that fully implanted active middle ear hearing devices are prosthetics and are not subject to the hearing aid coverage exclusion under the Medicare program.

IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 2025

Mrs. FISCHBACH (for herself and Ms. CRAIG) 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 direct the Administrator of the Centers for Medicare & Medicaid Services to clarify that fully implanted active middle ear hearing devices are prosthetics and are not subject to the hearing aid coverage exclusion 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 “Hearing Device Cov-
5 erage Clarification Act”.

1 **SEC. 2. ACTIVE MIDDLE EAR IMPLANT COVERAGE.**

2 (a) **IN GENERAL.**—Not later than 60 days after the
3 date of the enactment of this Act, the Administrator of
4 the Centers for Medicare & Medicaid Services shall clarify
5 that fully implanted active middle ear hearing devices are
6 prosthetics that are not subject to the hearing aid cov-
7 erage exclusion under section 1862(a)(7) of the Social Se-
8 curity Act (42 U.S.C. 1395y(a)(7)).

9 (b) **PROSTHETIC DEFINED.**—The term “prosthetic”
10 has the meaning given such term in section 414.202 of
11 title 42, Code of Federal Regulations.

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