

107TH CONGRESS  
1ST SESSION

# H. CON. RES. 209

Expressing the sense of the Congress that the Secretary of Health and Human Services should administratively provide for coverage under the Medicare Program of backup systems for durable medical equipment in the case of a power failure.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 2, 2001

Mr. CALVERT submitted the following concurrent resolution; 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

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## CONCURRENT RESOLUTION

Expressing the sense of the Congress that the Secretary of Health and Human Services should administratively provide for coverage under the Medicare Program of backup systems for durable medical equipment in the case of a power failure.

1        *Resolved by the House of Representatives (the Senate*  
2 *concurring)*, That the Secretary of Health and Human  
3 Services should administratively provide for coverage  
4 under the medicare program under title XVIII of the So-  
5 cial Security Act (42 U.S.C. 1395 et seq.) of appropriate  
6 backup systems for those items of durable medical equip-

1 ment (for which payment is made under section 1834 of  
2 such Act (42 U.S.C. 1395m)) furnished to medicare bene-  
3 ficiaries that the Secretary determines require such  
4 backup systems in the case of a power failure, including  
5 the following:

6           (1) Back-up power supplies in case of lengthy  
7           rolling blackouts.

8           (2) Back-up ventilators in case of mechanical  
9           failure of a ventilator.

10           (3) Back-up respiratory assist devices for pa-  
11           tients with amyotrophic lateral sclerosis (ALS) who  
12           have progressed to using such devices on a 24-hour  
13           basis and have elected not to have a tracheostomy  
14           (in order to connect the patients to standard home  
15           ventilators).

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