The Honorable Chiquita Brooks-LaSure
Administrator
Centers for Medicare and Medicaid Services
7500 Security Boulevard
Baltimore, MD 21244

Dear Administrator Brooks-LaSure:

We write to follow up on previous communications concerning the Request for Reconsideration of the National Coverage Determination (NCD) for Mobility Assistive Equipment and the currently pending National Coverage Analysis (NCA) for Power Seat Elevation Systems in Complex Rehabilitation Technology (CRT) wheelchairs. We thank you for opening the NCA for power seat elevation systems and look forward to CMS expanding access to these important systems. Power seat elevation systems and power standing systems used in these wheelchairs provide significant medical and functional benefits to many individuals with severe mobility impairments. Advancing Medicare coverage for these systems will help ensure that Medicare beneficiaries with disabilities like paralysis, muscular dystrophy, ALS, spina bifida, and other mobility disabilities can equitably access these benefits.

As you know, a group of patients, providers, researchers, and other subject matter experts submitted the aforementioned Request for Reconsideration in September 2020, seeking Medicare coverage of both power seat elevation and power standing systems. In August 2022, nearly two years after the initial request was submitted, CMS opened an NCA for power seat elevation systems. We greatly appreciate that CMS has taken this step, as it is an important opportunity for the agency to gather additional information that will inform its eventual coverage decision. However, we are concerned that CMS unexpectedly and without explanation bifurcated the initial request and did not open the related review of power standing systems or provide a timeline for doing so. Therefore, we request that:

1) CMS move expeditiously to advance Medicare coverage for power seat elevation systems, consistent with the existing body of clinical evidence and within all applicable rules and regulations; and
2) CMS promptly move forward with opening an NCA for power standing systems.

Power seat elevation and power standing systems improve the health and independent function of mobility-impaired individuals and allow them to perform or increase their participation in mobility-related activities of daily living (MRADLs) in the home. Seat elevation systems allow users to raise and lower themselves in the seated position through an electromechanical lift system embedded into their CRT wheelchairs. These systems assist with safer transfers from wheelchairs to other surfaces such as beds, chairs, and toilets; reduce upper extremity injury due to prolonged wheelchair use; and reduce neck pain by providing a more level line-of-sight with other individuals. Standing systems allow users to transition from seated to standing positions without the need to leave their wheelchairs, allowing independent performance of MRADLs and a host of medical benefits derived from bearing weight on an individual’s body frame. These medical benefits include improved joint mobility and muscle tone; increased strength and bone density; enhanced cardiovascular and respiratory functions; and reductions in falls, neck and spine injuries, skin breakdowns, spasticity, and muscle contractures.
Coverage of these technologies will bring significant benefits to Medicare beneficiaries with mobility impairments, making a timely review and decision process that much more important. Therefore, we respectfully urge you to move forward expeditiously with your review of public comments and the full body of clinical evidence regarding coverage of power seat elevation systems, and to promptly open the NCA and public comment period regarding coverage of power standing systems.

Thank you for your ongoing work on behalf of Medicare beneficiaries and all individuals with disabilities.

Sincerely,

James R. Langevin
Member of Congress

Brian K. Fitzpatrick
Member of Congress

Debbie Dingell
Member of Congress

John Rose
Member of Congress

John B. Larson
Member of Congress

Bob Gibbs
Member of Congress

Cori Bush
Member of Congress

Eleanor Holmes Norton
Member of Congress
Charles J. "Chuck" Fleischmann  
Member of Congress

Bill Foster  
Member of Congress

Raúl M. Grijalva  
Member of Congress

Ann Kirkpatrick  
Member of Congress

Grace Meng  
Member of Congress

Ann McLane Kuster  
Member of Congress

Mike Quigley  
Member of Congress

André Carson  
Member of Congress

Marie Newman  
Member of Congress

Ted Deutch  
Member of Congress
Michael Guest
Member of Congress

Betty McCollum
Member of Congress

Emanuel Cleaver, II
Member of Congress

Mike Bost
Member of Congress

C. A. Dutch Ruppersberger
Member of Congress

Derek Kilmer
Member of Congress

Rashida Tlaib
Member of Congress

Mark Pocan
Member of Congress

Rodney Davis
Member of Congress

Cynthia Axne
Member of Congress
Al Lawson  
Member of Congress

Dean Phillips  
Member of Congress

Jared Golden  
Member of Congress

Chris Pappas  
Member of Congress

Glenn "GT" Thompson  
Member of Congress

David Kustoff  
Member of Congress

Matt Cartwright  
Member of Congress

Jan Schakowsky  
Member of Congress

Mike Kelly  
Member of Congress

Chellie Pingree  
Member of Congress
Daniel Meuser
Member of Congress

Susan Wild
Member of Congress

Nanette Diaz Barragán
Member of Congress

Earl Blumenauer
Member of Congress

Diana Harshbarger
Member of Congress

Pete Aguilar
Member of Congress

Fred Keller
Member of Congress

Gwen S. Moore
Member of Congress

Susie Lee
Member of Congress

Jake Auchincloss
Member of Congress
Mike Doyle
Member of Congress

Josh Harder
Member of Congress

Mikie Sherrill
Member of Congress

Dwight Evans
Member of Congress

Anthony Gonzalez
Member of Congress

Sylvia R. Garcia
Member of Congress

Bradley Scott Schneider
Member of Congress

Robert C. "Bobby" Scott
Member of Congress

Debbie Wasserman Schultz
Member of Congress

Mariannette Miller-Meeks, M.D.
Member of Congress
Trent Kelly
Member of Congress

Guy Reschenthaler
Member of Congress

Jason Crow
Member of Congress