

AMENDMENT *TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO*
OFFERED BY MR. HERGER OF CALIFORNIA, *H. R. 4872, AS*
MR. BOUSTANY, AND MR. BROUN (GA) *REPORTED*

Add at the end of section 1181 of the Social Security Act, as added by section ~~1401~~ ⁶³⁰¹ *H. R. 3590* (a) of ~~this bill~~ (relating to comparative effectiveness research), the following new subsection:

1 “(k) APPLICATION OF FEDERALLY FUNDED CLIN-
2 ICAL COMPARATIVE EFFECTIVENESS RESEARCH.—The
3 Centers for Medicare & Medicaid Services may not use
4 Federally funded clinical comparative effectiveness re-
5 search data under this section to make coverage deter-
6 minations for medical treatments, services, or items under
7 title XVIII on the basis of cost.”.

