

**AMENDMENT TO H.R. 1**  
**OFFERED BY MR. BOUSTANY OF LOUISIANA**

Page 157, after line 10, insert the following:

1 **SEC. 9203. LIMITATION ON APPLICATION OF GOVERNMENT**  
2 **SUPPORTED COMPARATIVE EFFECTIVENESS**  
3 **RESEARCH.**

4 The Administrator of the Centers for Medicare &  
5 Medicaid Services shall not use findings from comparative  
6 effectiveness research or cost-effectiveness analysis sup-  
7 ported with Federal funds, including funds provided by  
8 the Agency for Healthcare Research and Quality or funds  
9 provided under this title as the basis for determining that  
10 an item or service is not reasonable and necessary under  
11 section 1862(a)(1)(A) of the Social Security Act (42  
12 U.S.C. 1395y(a)(1)(A)) in cases where—

13 (1) such a determination would result in denial  
14 of coverage of the item or services for patient popu-  
15 lations or sub-populations who would be likely ben-  
16 efit from improved clinical or other patient-related  
17 outcomes, such as through improved quality of life,  
18 adherence, patient reported outcomes, or independ-  
19 ence and productivity; or

- 1 (2) evidence exists that genetic variations are
- 2 associated with differences in patient response to an
- 3 item or service that is a subject of the research.

