

116TH CONGRESS  
1ST SESSION

# H. R. 3436

To amend title XVIII of the Social Security Act to remove cost-sharing responsibilities for chronic care management services under the Medicare program.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 2019

Ms. DELBENE (for herself and Mr. WELCH) 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

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## A BILL

To amend title XVIII of the Social Security Act to remove cost-sharing responsibilities for chronic care management services 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 “Chronic Care Manage-  
5 ment Improvement Act”.

1 **SEC. 2. REMOVING COST-SHARING RESPONSIBILITIES FOR**  
2 **CHRONIC CARE MANAGEMENT SERVICES**  
3 **UNDER PART B OF THE MEDICARE PROGRAM.**

4 (a) IN GENERAL.—Section 1833 of the Social Secu-  
5 rity Act (42 U.S.C. 1395l) is amended—

6 (1) in subsection (a)(1), by striking subpara-  
7 graph (Z) and inserting the following: “(Z) with re-  
8 spect to chronic care management services (as de-  
9 scribed in section 1848(b)(8)) furnished on or after  
10 January 1, 2021, the amount paid shall be an  
11 amount equal to 100 percent of the lesser of the ac-  
12 tual charge for such services or the amount deter-  
13 mined under section 1848,”; and

14 (2) in subsection (b)—

15 (A) in paragraph (9), by striking “and” at  
16 the end; and

17 (B) in paragraph (10), by striking the pe-  
18 riod at the end and inserting the following: “,  
19 and (11) such deductible shall not apply with  
20 respect to chronic care management services (as  
21 described in section 1848(b)(8)) furnished on or  
22 after January 1, 2021.”.

23 (b) TECHNICAL AMENDMENTS.—

24 (1) IN GENERAL.—Section 1833(a) of the So-  
25 cial Security Act (42 U.S.C. 1395l(a)) is amended—

26 (A) in paragraph (3)—

1 (i) in subparagraph (A)—

2 (I) by striking “subparagraph  
3 (B)” and inserting “subparagraphs  
4 (B), (C), and (D)”; and

5 (II) by striking “or” at the end;  
6 and

7 (ii) by adding at the end the following  
8 new subparagraphs:

9 “(C) with respect to Federally qualified  
10 health center services (other than such services  
11 that are described in clause (i) or (ii) of sub-  
12 paragraph (D)) furnished on or after the imple-  
13 mentation date of the prospective payment sys-  
14 tem under section 1834(o) for which payment is  
15 made under such section, the amounts paid  
16 shall be 80 percent of the lesser of the actual  
17 charge or the amount determined under such  
18 section; and

19 “(D) with respect to Federally qualified  
20 health center services and rural health clinic  
21 services that are—

22 “(i) personalized prevention plan serv-  
23 ices (as described in paragraph (1)(X)) or  
24 preventive services (as described in para-

graph (1)(Y)) furnished on or after January 1, 2011; or

“(ii) chronic care management services (as described in paragraph (1)(Z)) furnished on or after January 1, 2021;

the amounts paid shall be equal to 100 percent of the lesser of the actual charge or the amount determined under subparagraph (A), section 1834(o), or section 1848, as applicable);” and

(B) by striking the matter following paragraph (9).

(2) CONFORMING AMENDMENTS.—Section 1834(o) of the Social Security Act (42 U.S.C. 1395m(o)) is amended—

(A) in paragraph (1)(A), by inserting “(other than such services described in clause (i) or (ii) of section 1833(a)(3)(D))” after “Federally qualified health center services”; and

(B) in paragraph (2)—

(i) in subparagraph (A), by inserting “(other than such services described in clause (i) or (ii) of section 1833(a)(3)(D))” after “services”; and

(ii) in subparagraph (B)(i)—

1                   (I) by inserting “(other than  
2                   such services described in clause (i) or  
3                   (ii) of section 1833(a)(3)(D))” after  
4                   “Federally qualified health center  
5                   services”; and

6                   (II) by striking “section  
7                   1833(a)(1)(Z)” and inserting “sub-  
8                   paragraphs (C) and (D) of section  
9                   1833(a)(3)”.

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