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(Original Signature of Member)

117TH CONGRESS
1ST SESSION

H. R. _____

To ensure appropriate access to remote physiologic monitoring services
furnished under the Medicare program.

IN THE HOUSE OF REPRESENTATIVES

Mr. BALDERSON introduced the following bill; which was referred to the
Committee on _____

A BILL

To ensure appropriate access to remote physiologic
monitoring services furnished 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 “Analyzing the Dura-
5 tion of Remote Monitoring Services Act of 2021”.

1 **SEC. 2. ENSURING APPROPRIATE ACCESS TO REMOTE**
2 **PHYSIOLOGIC MONITORING SERVICES FUR-**
3 **NISHED UNDER THE MEDICARE PROGRAM.**

4 (a) IN GENERAL.—Notwithstanding any other provi-
5 sion of law, the Secretary of Health and Human Services
6 (in this section referred to as the “Secretary”) shall en-
7 sure that remote physiologic monitoring services furnished
8 under title XVIII of the Social Security Act (42 U.S.C.
9 1395 et seq.) during the period beginning on the date of
10 the enactment of this Act and ending on the date that
11 is 2 years after the last day of the emergency period de-
12 scribed in section 1135(g)(1)(B) of such Act (42 U.S.C.
13 1320b–5(g)(1)(B)) are payable for a minimum of 2 days
14 of data collection over a 30-day period (as described at
15 85 Fed. Reg. 84544), regardless of whether the individual
16 receiving such services has been diagnosed with, or is sus-
17 pected of having, COVID–19.

18 (b) REPORTS.—Not later than 18 months after the
19 last day of the emergency period described in subsection
20 (a), and again 5 years after the date on which the first
21 report is submitted under this subsection, the Secretary
22 shall submit to Congress a report specifying the appro-
23 priate number of days of data collection over a 30-day pe-
24 riod that should be required for payment for remote phys-
25 iologic monitoring services furnished under title XVIII of
26 the Social Security Act (42 U.S.C. 1395 et seq.) and for

1 any other remote monitoring services payable under such
2 title. Such appropriate number of days so specified may
3 vary depending on the condition with respect to which
4 such services are furnished, taking into account clinical
5 protocols for the treatment and management of such con-
6 dition. In determining such number of days, the Secretary
7 shall—

8 (1) take into account the experience with such
9 remote physiologic monitoring services being payable
10 under such title for a minimum of 2 days of data
11 collection over a 30-day period during the period be-
12 ginning on the first day of the emergency period de-
13 scribed in subsection (a) and ending on the date that
14 is 1 year after the last day of such emergency pe-
15 riod; and

16 (2) consult with—

17 (A) relevant agencies within the Depart-
18 ment of Health and Human Services (including,
19 with respect to issues relating to waste, fraud,
20 or abuse, the Inspector General of such Depart-
21 ment);

22 (B) licensed and practicing osteopathic and
23 allopathic physicians, anesthesiologists, physi-
24 cian assistants, and nurse practitioners;

1 (C) hospitals, health systems, academic
2 medical centers, and other medical facilities,
3 such as acute care hospitals, cancer hospitals,
4 psychiatric hospitals, hospital emergency de-
5 partments, facilities furnishing urgent care
6 services, ambulatory surgical centers, and post-
7 acute care and long-term care facilities;

8 (D) medical professional organizations and
9 medical specialty organizations;

10 (E) organizations with expertise in the de-
11 velopment of or operation of innovative remote
12 physiologic monitoring services technologies;

13 (F) beneficiary advocacy organizations;

14 (G) the American Medical Association Cur-
15 rent Procedural Terminology Editorial Panel;
16 and

17 (H) any other entity determined appro-
18 priate by the Secretary.