

118TH CONGRESS
1ST SESSION

H. R. 6801

To amend title XVIII of the Social Security Act to ensure that remote physiologic monitoring services are not subject to cost sharing under the Medicare program.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 14, 2023

Mrs. CHERFILUS-McCORMICK (for herself, Mr. RUIZ, and Ms. SEWELL) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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

A BILL

To amend title XVIII of the Social Security Act to ensure that remote physiologic monitoring services are not subject to cost sharing 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 “RPM Cost Sharing
5 Elimination Study Act of 2023”.

1 **SEC. 2. ENSURING THAT REMOTE PHYSIOLOGIC MONI-**
2 **TORING SERVICES ARE NOT SUBJECT TO**
3 **COST SHARING UNDER THE MEDICARE PRO-**
4 **GRAM.**

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

7 (1) in subsection (a)(1)—

8 (A) by striking “and (HH)” and inserting
9 “(HH)”; and

10 (B) by inserting before the semicolon at
11 the end the following “, and (II) with respect
12 to remote physiologic monitoring services, the
13 amounts paid shall be 100 percent of the lesser
14 of the actual charge for the services or the
15 amount determined under the payment basis es-
16 tablished under section 1848”; and

17 (2) in subsection (b), in the first sentence—

18 (A) by striking “, and (13)” and inserting
19 “(13)”; and

20 (B) by striking the first period at the end
21 and inserting “, and (14) such deductible shall
22 not apply with respect to remote physiologic
23 monitoring services”.

24 (b) MEDICARE ADVANTAGE.—Section 1852(a)(1)(B)
25 of the Social Security Act (42 U.S.C. 1395w–22(a)(1)(B))
26 is amended—

1 (1) in clause (iv)—

2 (A) by redesignating subclause (VIII) as
3 subclause (IX); and

4 (B) by inserting after subclause (VII) the
5 following new subclause:

6 (C) by adding at the end the following new
7 subclause:

8 “(VIII) Remote physiologic moni-
9 toring services.”; and

10 (2) in clause (v), by striking “and (VI)” and in-
11 serting “(VI), and (VIII)”.

12 (c) REPORT.—Not later than June 30, 2026, the Sec-
13 retary of Health and Human Services shall submit to Con-
14 gress a report on the effects eliminating cost sharing for
15 remote physiologic monitoring services under Medicare
16 had on patient health outcomes and on any cost savings
17 attributable so such elimination.

18 (d) EFFECTIVE DATE.—The amendments made by
19 this section shall apply with respect to items and services
20 furnished on or after January 1, 2024, and before Janu-
21 ary 1, 2026.

○