



(Original Signature of Member)

117TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To amend title XVIII of the Social Security Act to remove in-person requirements under Medicare for mental health services furnished through telehealth and telecommunications technology.

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IN THE HOUSE OF REPRESENTATIVES

Mr. HERN introduced the following bill; which was referred to the Committee  
on \_\_\_\_\_

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**A BILL**

To amend title XVIII of the Social Security Act to remove in-person requirements under Medicare for mental health services furnished through telehealth and telecommunications technology.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. REMOVING THE IN-PERSON REQUIREMENTS**  
2 **UNDER MEDICARE FOR MENTAL HEALTH**  
3 **SERVICES FURNISHED THROUGH TELE-**  
4 **HEALTH AND TELECOMMUNICATIONS TECH-**  
5 **NOLOGY.**

6 (a) REMOVING IN-PERSON REQUIREMENTS FOR  
7 MENTAL HEALTH SERVICES FURNISHED THROUGH  
8 TELEHEALTH.—Section 1834(m)(7) of the Social Secu-  
9 rity Act (42 U.S.C. 1395m(m)(7)) is amended to read as  
10 follows:

11 “(7) TREATMENT OF SUBSTANCE USE DIS-  
12 ORDER SERVICES AND MENTAL HEALTH SERVICES  
13 FURNISHED THROUGH TELEHEALTH.—The geo-  
14 graphic requirements described in paragraph  
15 (4)(C)(i) shall not apply with respect to telehealth  
16 services furnished on or after July 1, 2019, to an el-  
17 igible telehealth individual with a substance use dis-  
18 order diagnosis for purposes of treatment of such  
19 disorder or co-occurring mental health disorder, as  
20 determined by the Secretary, or, on or after the first  
21 day after the end of the emergency period described  
22 in section 1135(g)(1)(B), to an eligible telehealth in-  
23 dividual for purposes of diagnosis, evaluation, or  
24 treatment of a mental health disorder, as determined  
25 by the Secretary, at an originating site described in  
26 paragraph (4)(C)(ii) (other than an originating site

1 described in subclause (IX) of such paragraph) or,  
2 for the period for which clause (iii) of paragraph  
3 (4)(C) applies, at any site described in such clause.”.

4 (b) MENTAL HEALTH VISITS FURNISHED BY RURAL  
5 HEALTH CLINICS.—Section 1834(y) of the Social Security  
6 Act (42 U.S.C. 1395m(y)) is amended—

7 (1) in the heading, by striking “TO HOSPICE  
8 PATIENTS”; and

9 (2) in paragraph (2), by striking “prior to the  
10 day that is the 152nd day after the end of the emer-  
11 gency period described in section 1135(g)(1)(B)”.

12 (c) MENTAL HEALTH VISITS FURNISHED BY FEDER-  
13 ALLY QUALIFIED HEALTH CENTERS.—Section  
14 1834(o)(4) of the Social Security Act (42 U.S.C.  
15 1395m(o)(4)) is amended—

16 (1) in the heading, by striking “TO HOSPICE  
17 PATIENTS”; and

18 (2) in subparagraph (B), by striking “prior to  
19 the day that is the 152nd day after the end of the  
20 emergency period described in section  
21 1135(g)(1)(B)”.

