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(Original Signature of Member)

116TH CONGRESS
2D SESSION

H. R.

To provide for the rapid coverage of preventive services and vaccines for
COVID-19.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To provide for the rapid coverage of preventive services and
vaccines for COVID-19.

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 “Rapid Coverage of
5 COVID-19 Vaccine Act of 2020”.

6 **SEC. ____ . RAPID COVERAGE OF PREVENTIVE SERVICES**

7 **AND VACCINES FOR COVID-19.**

8 (a) IN GENERAL.—In the case of a qualifying
9 COVID-19 preventive service, notwithstanding section

1 2713(b) of the Public Health Service Act (42 U.S.C.
2 300gg–13(b)) (including the regulations under section
3 2590.715-2713 of title 29, Code of Federal Regulations,
4 section 54.9815-2713 of title 26, Code of Federal Regula-
5 tions, and section 147.130 of title 45, Code of Federal
6 Regulations), the Secretary of Health and Human Serv-
7 ices, Secretary of Labor, and Secretary of the Treasury
8 shall apply to group health plans and health insurance
9 issuers offering group or individual health insurance cov-
10 erage the requirement under section 2713(a) of the Public
11 Health Service Act (42 U.S.C. 300gg–13(a)), with respect
12 to such services, as if such section 2713(a)—

13 (1) required the coverage of such service under
14 such plans and such coverage be effective not later
15 than the specified date (as defined in subsection
16 (b)(2)) with respect to such service; and

17 (2) applied to grandfathered health plans (as
18 defined in section 1251(e) of the Patient Protection
19 and Affordable Care Act (42 U.S.C. 18011(e))).

20 (b) DEFINITIONS.—For purposes of this section:

21 (1) QUALIFYING COVID-19 PREVENTIVE SERV-
22 ICE.—The term “qualifying COVID-19 preventive
23 service” means an item, service, or immunization
24 that is intended to prevent or mitigate COVID-19
25 and that is—

1 (A) an evidence-based item or service that
2 has in effect a rating of “A” or “B” in the cur-
3 rent recommendations of the United States Pre-
4 ventive Services Task Force; or

5 (B) an immunization that has in effect a
6 recommendation from the Advisory Committee
7 on Immunization Practices of the Centers for
8 Disease Control and Prevention with respect to
9 the individual involved.

10 (2) SPECIFIED DATE.—The term “specified
11 date” means—

12 (A) with respect to a qualifying COVID-19
13 preventive service described in paragraph
14 (1)(A), the date that is 15 business days after
15 the date on which a rating, as described in such
16 paragraph, is made with respect to such service;
17 and

18 (B) with respect to a qualifying COVID-19
19 preventive service described in paragraph
20 (1)(B), the date that is 15 business days after
21 the date on which a recommendation, as de-
22 scribed in such paragraph, is made relating to
23 the service.

24 (3) ADDITIONAL TERMS.—The terms “group
25 health plan”; “health insurance issuer”; “group

1 health insurance coverage”, and “individual health
2 insurance coverage” have the meanings given such
3 terms in section 2791 of the Public Health Service
4 Act (42 U.S.C. 300gg–91), section 733 of the Em-
5 ployee Retirement Income Security Act (29 U.S.C.
6 1191b), and section 9832 of the Internal Revenue
7 Code of 1986, as applicable.

8 (c) IMPLEMENTATION.—The Secretary of Health and
9 Human Services, Secretary of Labor, and Secretary of the
10 Treasury may implement the provisions of this section
11 through program instruction, subregulatory guidance, or
12 otherwise.