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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R.

To amend titles XIX and XXI of the Social Security Act, title XXVII of the Public Health Service Act, the Employee Retirement Security Act of 1974, and the Internal Revenue Code of 1986 to require coverage of self-measured blood pressure monitoring for pregnant and postpartum individuals.

IN THE HOUSE OF REPRESENTATIVES

Ms. WILLIAMS of Georgia introduced the following bill; which was referred to the Committee on _____

A BILL

To amend titles XIX and XXI of the Social Security Act, title XXVII of the Public Health Service Act, the Employee Retirement Security Act of 1974, and the Internal Revenue Code of 1986 to require coverage of self-measured blood pressure monitoring for pregnant and postpartum individuals.

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. SHORT TITLE.**

2 This Act may be cited as the “Blood Pressure Man-
3 dated Accessible Telemetry Tracking for Eclampsia Risk
4 Safeguards Act” or the “Blood Pressure MATTERS
5 Act”.

6 **SEC. 2. REQUIRING COVERAGE OF SELF-MEASURED BLOOD**
7 **PRESSURE MONITORING FOR PREGNANT**
8 **AND POSTPARTUM INDIVIDUALS.**

9 (a) COVERAGE UNDER MEDICAID.—

10 (1) IN GENERAL.—Section 1905 of the Social
11 Security Act (42 U.S.C. 1396d) is amended—

12 (A) in subsection (a)—

13 (i) in paragraph (31), by striking
14 “and” at the end;

15 (ii) by redesignating paragraph (32)
16 as paragraph (33); and

17 (iii) by inserting after paragraph (31)
18 the following new paragraph:

19 “(32) self-measured blood pressure monitoring
20 for pregnant and postpartum individuals (as defined
21 in subsection (ll)(1)); and”; and

22 (B) by adding at the end the following new
23 subsection:

24 “(ll) SELF-MEASURED BLOOD PRESSURE MONI-
25 TORING FOR PREGNANT AND POSTPARTUM INDIVID-
26 UALS.—

1 “(1) IN GENERAL.—For purposes of subsection
2 (a)(32), the term ‘self-measured blood pressure mon-
3 itoring for pregnant and postpartum individuals’—

4 “(A) means a specified blood pressure
5 measurement device furnished to an individual
6 during pregnancy (and during the 12-month pe-
7 riod beginning on the last day of the pregnancy,
8 or, in the case of an individual who is eligible
9 for medical assistance under the State plan
10 under paragraph (5) or (16) of section 1902(e),
11 during the period for which such individual re-
12 mains so eligible), without regard to whether
13 such individual is diagnosed with a hypertensive
14 disorder; and

15 “(B) does not include more than 1 such
16 device furnished to an individual during a 2-
17 year period.

18 “(2) SPECIFIED BLOOD PRESSURE MANAGE-
19 MENT DEVICE DEFINED.—In this subsection, the
20 term ‘specified blood pressure management device’
21 means a device that—

22 “(A) can be used by an individual to meas-
23 ure their own blood pressure without the assist-
24 ance of a health care provider;

1 “(B) has been cleared for market under
2 section 510(k) of the Federal Food, Drug, and
3 Cosmetic Act; and

4 “(C) is listed as a validated device on the
5 Validated Device Listing website maintained by
6 the American Medical Association.”.

7 (2) MANDATORY COVERAGE.—

8 (A) IN GENERAL.—Section 1902(a)(10)(A)
9 of the Social Security Act (42 U.S.C.
10 1396a(a)(10)(A)) is amended by striking “and
11 (30)” and inserting “(30), and (32)”.

12 (B) ALTERNATIVE BENEFIT PLANS.—Sec-
13 tion 1937(b) of the Social Security Act (42
14 U.S.C. 1396u-7(b)) is amended by adding at
15 the end the following new paragraph:

16 “(9) SELF-MEASURED BLOOD PRESSURE MONI-
17 TORING FOR PREGNANT AND POSTPARTUM INDIVID-
18 UALS.—Notwithstanding the previous provisions of
19 this section, a State may not provide for medical as-
20 sistance through enrollment of an individual with
21 benchmark coverage or benchmark-equivalent cov-
22 erage under this section unless, beginning on the
23 date that is 120 days after the date of enactment of
24 this paragraph, such coverage includes, for any preg-
25 nant or postpartum individual, medical assistance

1 for self-measured blood pressure monitoring in ac-
2 cordance with section 1905(ll).”.

3 (3) PROHIBITION OF COST SHARING.—

4 (A) IN GENERAL.—Subsections (a)(2) and
5 (b)(2) of section 1916 of the Social Security
6 Act (42 U.S.C. 1396o) are each amended—

7 (i) in subparagraph (I), by striking
8 “or” at the end;

9 (ii) in subparagraph (J), by striking
10 “; and” and inserting “, or”; and

11 (iii) by adding at the end the fol-
12 lowing subparagraph:

13 “(K) self-measured blood pressure moni-
14 toring for pregnant and postpartum individuals
15 (as defined in section 1905(ll)(1)); and”.

16 (B) APPLICATION TO ALTERNATIVE COST
17 SHARING.—Section 1916A(b)(3)(B) of the So-
18 cial Security Act (42 U.S.C. 1396o–1(b)(3)(B))
19 is amended by adding at the end the following
20 new clause:

21 “(xv) Self-measured blood pressure
22 monitoring for pregnant and postpartum
23 individuals (as defined in section
24 1905(ll)(1)).”.

25 (4) EFFECTIVE DATE.—

1 (A) IN GENERAL.—Subject to subpara-
2 graph (B), the amendments made by this sub-
3 section shall apply with respect to items and
4 services furnished on or after the date that is
5 120 days after the date of enactment of this
6 section.

7 (B) EXCEPTION IF STATE LEGISLATION
8 REQUIRED.—In the case of a State plan for
9 medical assistance under title XIX of the Social
10 Security Act (42 U.S.C. 1396 et seq.) which the
11 Secretary of Health and Human Services deter-
12 mines requires State legislation (other than leg-
13 islation appropriating funds) in order for the
14 plan to meet the additional requirement im-
15 posed by the amendments made by this sub-
16 section, the State plan shall not be regarded as
17 failing to comply with the requirements of such
18 title solely on the basis of its failure to meet
19 this additional requirement before the first day
20 of the first calendar quarter beginning after the
21 close of the first regular session of the State
22 legislature that begins after the date of the en-
23 actment of this subsection. For purposes of the
24 previous sentence, in the case of a State that
25 has a 2-year legislative session, each year of

1 such session shall be deemed to be a separate
2 regular session of the State legislature.

3 (b) COVERAGE UNDER CHIP.—

4 (1) IN GENERAL.—Section 2103(c) of the So-
5 cial Security Act (42 U.S.C. 1397cc(e)) is amended
6 by adding at the end the following new paragraph:

7 “(13) REQUIRED COVERAGE OF SELF-MEAS-
8 URED BLOOD PRESSURE MONITORING FOR PREG-
9 NANT AND POSTPARTUM INDIVIDUALS.—Regardless
10 of the type of coverage elected by a State under sub-
11 section (a), in the case of a State that elects to pro-
12 vide pregnancy-related assistance pursuant to sec-
13 tion 2112, the pregnancy-related assistance provided
14 for a targeted low-income pregnant woman (as such
15 terms are defined for purposes of such section), shall
16 include coverage of self-measured blood pressure
17 monitoring in accordance with section 1905(ll).”.

18 (2) EFFECTIVE DATE.—

19 (A) IN GENERAL.—Subject to subpara-
20 graph (B), the amendments made by this sub-
21 section shall apply with respect to items and
22 services furnished on or after the date that is
23 120 days after the date of enactment of this
24 section.

1 (B) EXCEPTION IF STATE LEGISLATION
2 REQUIRED.—In the case of a State child health
3 plan for child health assistance under title XXI
4 of the Social Security Act (42 U.S.C. 1397aa et
5 seq.) which the Secretary of Health and Human
6 Services determines requires State legislation
7 (other than legislation appropriating funds) in
8 order for the plan to meet the additional re-
9 quirement imposed by the amendments made by
10 this subsection, the State plan shall not be re-
11 garded as failing to comply with the require-
12 ments of such title solely on the basis of its fail-
13 ure to meet this additional requirement before
14 the first day of the first calendar quarter begin-
15 ning after the close of the first regular session
16 of the State legislature that begins after the
17 date of the enactment of this subsection. For
18 purposes of the previous sentence, in the case
19 of a State that has a 2-year legislative session,
20 each year of such session shall be deemed to be
21 a separate regular session of the State legisla-
22 ture.

23 (c) COVERAGE UNDER PRIVATE HEALTH INSUR-
24 ANCE.—

1 (1) AMENDMENTS TO THE PUBLIC HEALTH
2 SERVICE ACT.—Part D of title XXVII of the Public
3 Health Service Act (42 U.S.C. 300gg–111 et seq.)
4 is amended by adding at the end the following new
5 section:

6 **“SEC. 2799A–12. COVERAGE OF SELF-MEASURED BLOOD**
7 **PRESSURE MONITORING FOR PREGNANT**
8 **AND POSTPARTUM INDIVIDUALS.**

9 “(a) IN GENERAL.—Subject to the limitation under
10 subsection (b), a group health plan, and a health insur-
11 ance issuer offering group or individual health insurance
12 coverage—

13 “(1) shall provide coverage of, and may not im-
14 pose any cost sharing requirements for, specified
15 blood pressure management devices furnished to an
16 individual during pregnancy (and during the 12-
17 month period beginning on the last day of the preg-
18 nancy); and

19 “(2) may not require that such individual be di-
20 agnosed with a hypertensive disorder as a condition
21 of such coverage.

22 “(b) LIMITATION.—A group health plan or health in-
23 surance issuer offering group or individual health insur-
24 ance coverage is not required under this section to provide
25 coverage of more than 1 specified blood pressure manage-

1 ment device furnished to an individual during a 2-year pe-
2 riod.

3 “(c) SPECIFIED BLOOD PRESSURE MANAGEMENT
4 DEVICE DEFINED.—In this section, the term ‘specified
5 blood pressure management device’ has the meaning given
6 such term in section 1905(ll)(2) of the Social Security
7 Act.”.

8 (2) AMENDMENTS TO THE EMPLOYEE RETIRE-
9 MENT INCOME SECURITY ACT OF 1974.—

10 (A) IN GENERAL.—Subpart B of part 7 of
11 subtitle B of title I of the Employee Retirement
12 Income Security Act of 1974 (29 U.S.C. 1185
13 et seq.) is amended by adding at the end the
14 following new section:

15 **“SEC. 727. COVERAGE OF SELF-MEASURED BLOOD PRES-
16 SURE MONITORING FOR PREGNANT AND
17 POSTPARTUM INDIVIDUALS.**

18 “(a) IN GENERAL.—Subject to the limitation under
19 subsection (b), a group health plan, and a health insur-
20 ance issuer offering group health insurance coverage—

21 “(1) shall provide coverage of, and may not im-
22 pose any cost sharing requirements for, specified
23 blood pressure management devices furnished to an
24 individual during pregnancy (and during the 12-

1 month period beginning on the last day of the preg-
2 nancy); and

3 “(2) may not require that such individual be di-
4 agnosed with a hypertensive disorder as a condition
5 of such coverage.

6 “(b) LIMITATION.—A group health plan or health in-
7 surance issuer offering group health insurance coverage
8 is not required under this section to provide coverage of
9 more than 1 specified blood pressure management device
10 furnished to an individual during a 2-year period.

11 “(c) SPECIFIED BLOOD PRESSURE MANAGEMENT
12 DEVICE DEFINED.—In this section, the term ‘specified
13 blood pressure management device’ has the meaning given
14 such term in section 1905(l)(2) of the Social Security
15 Act.”.

16 (B) CLERICAL AMENDMENT.—The table of
17 contents in section 1 of the Employee Retirement
18 Income Security Act of 1974 (29 U.S.C.
19 1001 et seq.) is amended by inserting after the
20 item relating to section 726 the following:

“Sec. 727. Coverage of self-measured blood pressure monitoring for pregnant
and postpartum individuals.”.

21 (3) AMENDMENTS TO THE INTERNAL REVENUE
22 CODE OF 1986.—

23 (A) IN GENERAL.—Subchapter B of chap-
24 ter 100 of the Internal Revenue Code of 1986

1 is amended by adding at the end the following
2 new section:

3 **“SEC. 9827. COVERAGE OF SELF-MEASURED BLOOD PRES-**
4 **SURE MONITORING FOR PREGNANT AND**
5 **POSTPARTUM INDIVIDUALS.**

6 “(a) IN GENERAL.—Subject to the limitation under
7 subsection (b), a group health plan—

8 “(1) shall provide coverage of, and may not im-
9 pose any cost sharing requirements for, specified
10 blood pressure management devices furnished to an
11 individual during pregnancy (and during the 12-
12 month period beginning on the last day of the preg-
13 nancy); and

14 “(2) may not require that such individual be di-
15 agnosed with a hypertensive disorder as a condition
16 of such coverage.

17 “(b) LIMITATION.—A group health plan is not re-
18 quired under this section to provide coverage of more than
19 1 specified blood pressure management device furnished
20 to an individual during a 2-year period.

21 “(c) SPECIFIED BLOOD PRESSURE MANAGEMENT
22 DEVICE DEFINED.—In this section, the term ‘specified
23 blood pressure management device’ has the meaning given
24 such term in section 1905(l)(2) of the Social Security
25 Act.”.

1 (B) CLERICAL AMENDMENT.—The table of
2 sections for subchapter B of chapter 100 of the
3 Internal Revenue Code of 1986 is amended by
4 adding at the end the following new item:

“Sec. 9827. Coverage of self-measured blood pressure monitoring for pregnant
and postpartum individuals.”.

5 (4) EFFECTIVE DATE.—The amendments made
6 by this subsection shall apply with respect to plan
7 years beginning on or after the date that is 120 days
8 after the date of enactment of this section.