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(Original Signature of Member)

116TH CONGRESS  
2D SESSION

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

To amend title XVIII of the Social Security Act to revise payment amounts for results of COVID–19 PCR diagnostic panels, to require laboratories to furnish the results such panels within 28 days as a condition of participation under such title, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Ms. SHERRILL introduced the following bill; which was referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend title XVIII of the Social Security Act to revise payment amounts for results of COVID–19 PCR diagnostic panels, to require laboratories to furnish the results such panels within 28 days as a condition of participation under such title, and for other purposes.

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 “Strictly Pay for Effi-  
5 cient and Expedited Delivery of Your COVID-19 Tests  
6 Act” or the “SPEEDY COVID-19 Tests Act”.

1 **SEC. 2. REVISION TO PAYMENT AMOUNTS FOR RESULTS OF**  
2 **COVID-19 PCR DIAGNOSTIC PANELS.**

3 (a) IN GENERAL.—Section 1834A of the Social Secu-  
4 rity Act (42 U.S.C. 1395m-1) is amended by adding at  
5 the end the following new subsection:

6 “(j) PAYMENT FOR DELAYED RESULTS OF COVID-  
7 19 PCR DIAGNOSTIC PANELS.—

8 “(1) IN GENERAL.—In the case of a clinical di-  
9 agnostic laboratory test that is the ‘CDC 2019  
10 Novel Coronavirus (2019-nCoV) Real-Time Reverse  
11 Transcriptase (RT)–PCR Diagnostic Panel’, during  
12 the emergency period described in section  
13 1135(g)(1)(B) beginning of the date of the enact-  
14 ment of this subsection, subject to paragraph (2), if  
15 the laboratory furnishes the result of such test to  
16 the physician or provider of services from which such  
17 test was ordered—

18 “(A) during the period that is not more  
19 than 24 hours after such test was so ordered,  
20 the amount of payment for such test shall be  
21 125 percent of the amount of payment under  
22 this section on the date of the enactment of this  
23 subsection;

24 “(B) during the period that is more than  
25 24 hours and less than 48 hours after such test  
26 was so ordered, the amount of payment for

1 such test shall be 100 percent of the amount of  
2 payment under this section on the date of the  
3 enactment of this subsection;

4 “(C) during the period that is more than  
5 48 hours and less than 72 hours after such test  
6 was so ordered, payment for such test shall be  
7 100 percent of the amount of payment under  
8 this section on the first date of such emergency  
9 period;

10 “(D) during the period that is at least 72  
11 hours after such test was so ordered, payment  
12 may not be made for such test under this sec-  
13 tion.

14 “(2) EXCEPTION FOR COVID--19 PCR DIAG-  
15 NOSTIC PANELS FURNISHED IN RURAL AND MEDI-  
16 CALLY UNDERSERVED AREAS.—In the case of a phy-  
17 sician or provider of services that furnishes a test  
18 described in paragraph (1) in a rural or medically  
19 underserved area, for purposes of determining the  
20 applicable period under such paragraph, the number  
21 of hours from which the laboratory furnished the re-  
22 sult of the test to the physician or provider of serv-  
23 ices after such test was ordered shall be reduced by  
24 36 hours.”.

1 (b) CONFORMING AMENDMENT.—Section 1834A of  
2 the Social Security Act (42 U.S.C. 1395m–1), as amended  
3 by subsection (a), is further amended—

4 (1) in subsection (b)—

5 (A) in paragraph (1)(A), by striking “Sub-  
6 ject to paragraph (3) and subsections (c) and  
7 (d)” and inserting “Subject to paragraph (3)  
8 and subsections (c), (d), and (j)”; and

9 (B) in paragraph (3), by striking “Pay-  
10 ment” and inserting “Subject to subsection (j),  
11 payment”;

12 (2) in subsection (c)(1), by inserting “subject to  
13 subsection (j),” before “payment”; and

14 (3) in subsection (d)—

15 (A) in paragraph (1)(A), by inserting  
16 “subject to subsection (j),” before “the pay-  
17 ment amount” ; and

18 (B) in paragraph (3), by striking “Subject  
19 to paragraph (4)” and inserting “Subject to  
20 paragraph (4) and subsection (j)”.

1 **SEC. 3. CONDITION OF PARTICIPATION FOR LABORA-**  
2 **TORIES TO FURNISH THE RESULTS OF**  
3 **COVID-19 PCR DIAGNOSTIC PANELS WITHIN**  
4 **28 DAYS.**

5 Section 1866(a)(1) of the Social Security Act (42  
6 U.S.C. 1395cc(a)(1)) is amended—

7 (1) in subparagraph (Y)(ii)—

8 (A) in subclause (IV)(bb), by striking at  
9 the end “and”; and

10 (B) in subclause (V), by striking the period  
11 at the end and inserting “; and”; and

12 (2) by inserting after subparagraph (Y)(ii)(V)  
13 the following new subparagraph:

14 “(Z) in the case of a laboratory that re-  
15 ceives an order from a physician or provider of  
16 services to furnish the result of a test described  
17 in section 1834A(j)(1) during the emergency  
18 period described in section 1135(g)(1)(B), to  
19 furnish the result to the physician or provider  
20 of services from which such test was ordered  
21 during the period that is 28 days after such  
22 test was so ordered.”.