

MOTION TO RECOMMIT H.R. 4040

OFFERED BY M .

Strike all after the enactment clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Greater Access to Tele-
3 health Act”.

**4 SEC. 2. REMOVING GEOGRAPHIC REQUIREMENTS AND EX-
5 PANDING ORIGINATING SITES FOR TELE-
6 HEALTH SERVICES.**

7 Section 1834(m) of the Social Security Act (42
8 U.S.C. 1395m(m)) is amended—

9 (1) in paragraph (2)(B)(iii)—

10 (A) by striking “With” and inserting “In
11 the case that the emergency period described in
12 section 1135(g)(1)(B) ends before December
13 31, 2026, with”; and

14 (B) by striking “that are furnished during
15 the 151-day period beginning on the first day
16 after the end of the emergency period described
17 in section 1135(g)(1)(B)” and inserting “that
18 are furnished during the period beginning on

1 the first day after the end of such emergency
2 period and ending December 31, 2026”; and

3 (2) in paragraph (4)(C)(iii)—

4 (A) by striking “With” and inserting “In
5 the case that the emergency period described in
6 section 1135(g)(1)(B) ends before December
7 31, 2026, with”; and

8 (B) by striking “that are furnished during
9 the 151-day period beginning on the first day
10 after the end of the emergency period described
11 in section 1135(g)(1)(B)” and inserting “that
12 are furnished during the period beginning on
13 the first day after the end of such emergency
14 period and ending on December 31, 2026”.

15 **SEC. 3. EXPANDING PRACTITIONERS ELIGIBLE TO FUR-**
16 **NISH TELEHEALTH SERVICES.**

17 Section 1834(m)(4)(E) of the Social Security Act (42
18 U.S.C. 1395m(m)(4)(E)) is amended by striking “and, for
19 the 151-day period beginning on the first day after the
20 end of the emergency period described in section
21 1135(g)(1)(B)” and inserting “and, in the case that the
22 emergency period described in section 1135(g)(1)(B) ends
23 before December 31, 2026, for the period beginning on
24 the first day after the end of such emergency period and
25 ending on December 31, 2026”.

1 **SEC. 4. EXTENDING TELEHEALTH SERVICES FOR FEDER-**
2 **ALLY QUALIFIED HEALTH CENTERS AND**
3 **RURAL HEALTH CLINICS.**

4 Section 1834(m)(8)(A) of the Social Security Act (42
5 U.S.C. 1395m(m)(8)(A)) is amended by striking “during
6 the 151-day period beginning on the first day after the
7 end of such emergency period” and inserting “in the case
8 that such emergency period ends before December 31,
9 2026, during the period beginning on the first day after
10 the end of such emergency period and ending on December
11 31, 2026”.

12 **SEC. 5. DELAYING THE IN-PERSON REQUIREMENTS UNDER**
13 **MEDICARE FOR MENTAL HEALTH SERVICES**
14 **FURNISHED THROUGH TELEHEALTH AND**
15 **TELECOMMUNICATIONS TECHNOLOGY.**

16 (a) DELAY IN REQUIREMENTS FOR MENTAL
17 HEALTH SERVICES FURNISHED THROUGH TELE-
18 HEALTH.—Section 1834(m)(7)(B)(i) of the Social Secu-
19 rity Act (42 U.S.C. 1395m(m)(7)(B)(i)) is amended, in
20 the matter preceding subclause (I), by striking “on or
21 after the day that is the 152nd day after the end of the
22 period at the end of the emergency sentence described in
23 section 1135(g)(1)(B))” and inserting “on or after Janu-
24 ary 1, 2027 (or, if later, the first day after the end of
25 the emergency period described in section
26 1135(g)(1)(B))”.

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

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

6 (2) in paragraph (2), by striking “prior to the
7 day that is the 152nd day after the end of the emer-
8 gency period described in section 1135(g)(1)(B))”
9 and inserting “prior to January 1, 2027 (or, if later,
10 the first day after the end of the emergency period
11 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))” and inserting “prior to January 1,
22 2027 (or, if later, the first day after the end of the
23 emergency period described in section
24 1135(g)(1)(B))”.

1 **SEC. 6. ALLOWING FOR THE FURNISHING OF AUDIO-ONLY**
2 **TELEHEALTH SERVICES.**

3 Section 1834(m)(9) of the Social Security Act (42
4 U.S.C. 1395m(m)(9)) is amended by striking “The Sec-
5 retary shall continue to provide coverage and payment
6 under this part for telehealth services identified in para-
7 graph (4)(F)(i) as of the date of the enactment of this
8 paragraph that are furnished via an audio-only tele-
9 communications system during the 151-day period begin-
10 ning on the first day after the end of the emergency period
11 described in section 1135(g)(1)(B)” and inserting “In the
12 case that the emergency period described in section
13 1135(g)(1)(B) ends before December 31, 2026, the Sec-
14 retary shall continue to provide coverage and payment
15 under this part for telehealth services identified in para-
16 graph (4)(F)(i) that are furnished via an audio-only com-
17 munications system during the period beginning on the
18 first day after the end of such emergency period and end-
19 ing on December 31, 2026”.

20 **SEC. 7. USE OF TELEHEALTH TO CONDUCT FACE-TO-FACE**
21 **ENCOUNTER PRIOR TO RECERTIFICATION OF**
22 **ELIGIBILITY FOR HOSPICE CARE DURING**
23 **EMERGENCY PERIOD.**

24 Section 1814(a)(7)(D)(i)(II) of the Social Security
25 Act (42 U.S.C. 1395f(a)(7)(D)(i)(II)) is amended by
26 striking “and during the 151-day period beginning on the

1 first day after the end of such emergency period” and in-
2 serting “and, in the case that such emergency period ends
3 before December 31, 2026, during the period beginning
4 on the first day after the end of such emergency period
5 described in such section 1135(g)(1)(B) and ending on
6 December 31, 2026”.

7 **SEC. 8. EXTENSION OF SAFE HARBOR FOR ABSENCE OF DE-**
8 **DUCTIBLE FOR TELEHEALTH.**

9 Section 223(c)(2)(E) of the Internal Revenue Code
10 of 1986 is amended by striking “and before January 1,
11 2023,” and inserting “and before January 1, 2027,”.

12 **SEC. 9. FUNDING FROM MEDICARE IMPROVEMENT FUND.**

13 Section 1898(b)(1) of the Social Security Act (42
14 U.S.C. 1395jjj(b)(1)) is amended by striking
15 “\$7,500,000,000” and inserting “\$0”.

