

**KEY:**

Green – ATA’s Top Priority	Blue – ATA Support	Orange – Other Telehealth Bills
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ATA Legislative Priorities at the End of the 116<sup>th</sup> Congress

Issue	Legislation	Sponsor	Summary	ATA Policy Principles Addressed
Medicare Reimbursement	Protecting Access to Post-COVID Telehealth Act ( <a href="#">HR 7663</a> )	House Telehealth Working Group: Mike Thompson (D-CA-05), Peter Welch (D-VT-AL), Bill Johnson (R-OH-06), David Schweikert (R-AZ-06), Doris Matsui (D-CA-06)	Makes permanent changes to 1834(m) including removal of geographic restriction, adding home as originating site, FQHCs/RHCs as distant sites, extends PHE authority for future emergency.	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> <li>• Expand Access for Underserved and At-risk Populations.</li> <li>• Support Seniors and Expand “Aging in Place.”</li> </ul>
Medicare Reimbursement	Telehealth Modernization Act ( <a href="#">S 4375</a> , <a href="#">HR 8727</a> )	Sens. Lamar Alexander (R-TN), Roger Wicker (R-MS), Brian Schatz (D-HI), Cindy Hyde-Smith (R-MS); Reps. Earl Carter (R-GA-1), Rochester Blunt (D-DE-AL), Cathy McMorris Rodgers (R-WA-5), Joseph Morelle (D-NY-25), Jefferson Van Drew (R-NJ-2)	Amends 1834(m) to remove the originating and geographic site restrictions, give HHS secretary authorities to expand types of providers, allows telehealth to meet face-to-face requirements for hospice care and home dialysis, enables CMS to continue to use sub-regulatory authority to add telehealth services, and extends FQHC and RHCs distant site ability as authorized under the CARES Act.	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> <li>• Enhance Provider Autonomy.</li> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> <li>• Ensure Access to Non-Physician Providers.</li> <li>• Expand Access for Underserved and At-risk Populations.</li> <li>• Support Seniors and Expand “Aging in Place.”</li> <li>• Ensure Program Integrity.</li> </ul>
Medicare Reimbursement	CONNECT for Health Act ( <a href="#">S 2741</a> , <a href="#">HR 4932</a> )	Senate & House Telehealth Working Group: Sens. Brian Schatz (D-HI), Roger Wicker (R-MS), Cindy Hyde-Smith (R-MS), Ben	Introduced Pre-COVID, CONNECT provides the HHS Secretary authority to waive telehealth restrictions when certain criteria are met (quality not compromised; cost not increased).	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> <li>• Enhance Provider Autonomy.</li> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> </ul>

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		Cardin (D-MD), Mark Warner (D-VA), John Thune (R-SD); Reps. Mike Thompson (D-CA-05), Peter Welch (D-VT-AL), Bill Johnson (R-OH-06), David Schweikert (R-AZ-06)		<ul style="list-style-type: none"> <li>• Expand Access for Underserved and At-risk Populations.</li> <li>• Support Seniors and Expand "Aging in Place."</li> <li>• Ensure Program Integrity.</li> </ul>
FQHC and RHC, Underserved Communities	Improving Telehealth for Underserved Communities Act ( <a href="#">HR 6792</a> , <a href="#">S 3998</a> )	Sens. Cindy Hyde-Smith (R-MS) & Angus King (I-ME); Reps. Adrian Smith (R-NE-03), Tom O'Halleran (D-AZ-01)	Fixes CARES Act formula that allows RHCs & FQHCs to only be reimbursed \$92.03 for telehealth regardless of service.	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> <li>• Enhance Provider Autonomy.</li> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> <li>• Expand Access for Underserved and At-risk Populations.</li> <li>• Support Seniors and Expand "Aging in Place."</li> </ul>
Remote Patient Monitoring	Connected Maternal Online Monitoring Act ( <a href="#">S.4859</a> )	Sens. Bill Cassidy (R-LA), Maggie Hassan (D-NH), Todd Young (R-IN), Tom Carper (D-DE)	The bill requires CMS to make recommendations for improving maternal and child health outcomes through remote physiologic monitoring in Medicaid programs. The recommendations will include expanding coverage. Further, the legislation would direct CMS to create resources for states related to RPM access including a CMS-generated toolkit.	<ul style="list-style-type: none"> <li>• Expand Access for Underserved and At-risk Populations.</li> </ul>

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Pandemic Preparedness	Enhancing Preparedness through Telehealth Act ( <a href="#">S 3988</a> )	Sens. Bill Cassidy (R-LA), Tina Smith (D-MN), Doug Jones (D-AL), Dan Sullivan (R-AK)	Requires that HHS update the report for national health strategy including the use of telehealth.	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> </ul>
Telehealth Prioritization	National Telehealth Strategy and Data Advancement Act ( <a href="#">HR 5763</a> )	Reps. Greg Gianforte (R-MT-AL), Anna Eshoo (D-CA-18)	Moves the Office for the Advancement of Telehealth from HRSA's Office of Rural Health to the Office of the Secretary, raising the profile of telehealth within HHS and creating a cross-cutting authority on telehealth policy.	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> </ul>
Underserved communities, Remote Patient Monitoring	Increasing Rural Health Access During the COVID-19 Public Health Emergency Act of 2020 ( <a href="#">HR 7190</a> , <a href="#">S 3951</a> )	Reps. Xochitl Torres Small (D-NM-02), Dan Newhouse (R-WA-04); Sens. Martha McSally (R-AZ), Doug Jones (D-AL)	Provides remote patient monitoring grants and funding. The Secretary shall establish a virtual health pilot program to facilitate utilization of RPM technology to maintain or expand access to health care services for individuals in rural areas during the COVID-19 emergency period.	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> <li>• Expand Access for Underserved and At-risk Populations.</li> <li>• Support Seniors and Expand "Aging in Place."</li> </ul>
Underserved communities	Tech to Save Moms Act ( <a href="#">HR 6138</a> )	Reps. Eddie Johnson (D-TX-30), Alma Adams (D-NC-12), Terri Sewell (D-AL-07), Elanor Norton (DC-AL), Mary Scanlon (D-PA-05), Gwen Moore (D-WI-04), Lacy Clay (D-MO-01), Ro Khanna (D-	Invests in technology to improve maternal health outcomes for underserved populations, including testing telehealth models in maternity care services, providing grants to expand technology-enabled collaborative learning and capacity models to help pregnant and	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> <li>• Enhance Provider Autonomy.</li> <li>• Expand Access for Underserved and At-risk Populations.</li> </ul>

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		CA-17), Ayanna Pressley (D-MA-07), Al Lawson (D-FL-05)	postpartum women, and authorizing grants to increase access to digital tools.	
Medicare Reimbursement	Telemental Health Expansion Act of 2019 ( <a href="#">HR 5201</a> )	Reps. Doris Matsui (D-CA-06), Bill Johnson (R-OH-06)	Amends the Social Security Act to provide coverage under Medicare of certain mental health services delivered through telehealth.	<ul style="list-style-type: none"> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> </ul>
Medicare Reimbursement	Home Health Emergency Access to Telehealth Act (HEAT Act) ( <a href="#">S.4854</a> , <a href="#">H.R. 8677</a> )	Sens. Susan Collins (R-ME) & Ben Cardin (D-MD); Reps. Roger Marshall (R-KS-01), Terri Sewell (D-AL-7), Jodey Arrington (R-TX-19), Mike Thompson (D-CA-5)	Provides Medicare reimbursement for audio and video telehealth services furnished by home health agencies during a public health emergency.	<ul style="list-style-type: none"> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> <li>• Expand Access for Underserved and At-risk Populations.</li> <li>Support Seniors and Expand "Aging in Place."</li> </ul>
Medicare Reimbursement	The Protect Telehealth Access Act ( <a href="#">HR 7391</a> )	Reps. Mikie Sherrill (D-NJ-11), Kevin Hern (R-OK-01)	Permanently amends 1834(m) to remove geographic limitations and add home as originating site.	<ul style="list-style-type: none"> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> </ul>
Mental health, underserved communities	Home-Based Telemental Health Care Act of 2020 ( <a href="#">S 3917</a> )	Sens. Mike Rounds (R-SD), Tina Smith (D-MN), Kevin Cramer (R-ND), Susan Collins (R-ME), Ed Markey (D-MA), John Boozman (R-AR), Cindy Hyde-Smith (R-MS), Michael Bennet (D-CO), John Thune (R-SD)	Authorizes \$10 million per year establish a home-based telemental health care demonstration program at HRSA for purposes of increasing mental health services in rural medically underserved populations and for individuals in farming, fishing, and forestry occupations.	<ul style="list-style-type: none"> <li>• Ensure Patient Choice, Access, and Satisfaction.</li> <li>• Expand Access for Underserved and At-risk Populations.</li> </ul>
Medicare Reimbursement	Telehealth Expansion Act of 2020 ( <a href="#">S 4230</a> )	Finance Committee Ranking Member Sen. Ron Wyden (D-OR)	Makes limited permanent changes specific to mental health services and evaluation and management (E&M) services. States that E&M services can	<ul style="list-style-type: none"> <li>• Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> </ul>

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			only be done over telehealth if the provider (or provider's practice) has treated the patient in the last 18 months.	
Medicare Reimbursement	Advancing Telehealth Beyond COVID-19 Act ( <a href="#">HR 7338</a> )	Reps. Liz Cheney (R-WY-AL), Jason Smith (R-MO-08), Greg Gianforte (R-MT-AL), David Kustoff (R-TN-08)	Provides secretarial authority to waive originating site, makes permanent the wrong CARES act FQHC reimbursement, includes provision for RPM.	<ul style="list-style-type: none"> <li>Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> </ul>
Health Savings Accounts	Telehealth HSA Act ( <a href="#">S 4039</a> )	Sen. Kelly Loeffler (R-GA)	Amends the Internal Revenue Code to make permanent the permissible first-dollar coverage of telehealth services for purposes of health savings accounts.	<ul style="list-style-type: none"> <li>Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> </ul>
Mental Health	Facilitating Reforms that Offer Necessary Telehealth In Every Rural (FRONTIER) Community Act ( <a href="#">S 4211</a> , <a href="#">HR 7571</a> )	Sens. Dan Sullivan (R-AK) & Jacky Rosen (D-NV); Rep. Don Young (AK-AL)	Amends the Social Security Act to expand access in frontier states to mental health services furnished through telehealth, and for other purposes.	<ul style="list-style-type: none"> <li>Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> </ul>
Mental Health	Mental and Behavioral Health Connectivity Act ( <a href="#">S 3999</a> )	Sens. Angus King (I-ME) & Todd Young (R-IN)	Amends the Social Security Act to ensure access to mental health and behavioral health services furnished through telehealth under the Medicare program.	<ul style="list-style-type: none"> <li>Expand Reimbursement to Incentivize 21st Century Virtual Care.</li> </ul>
Nursing Home Care	ACCESS Act ( <a href="#">HR 6487</a> , <a href="#">S. 3517</a> )	Rep. Jan Schakowsky (D-IL-09), Sen. Amy Klobuchar (D-MN)	Provides funding to telehealth resource centers to support capacity building for the use of telehealth in nursing homes and enable HRSA to provide grants to skilled nursing facilities for the use of telehealth for virtual visitation.	<ul style="list-style-type: none"> <li>Expand Access for Underserved and At-risk Populations.</li> <li>Support Seniors and Expand "Aging in Place."</li> </ul>

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Telehealth Study	Knowing the Efficiency and Efficacy of Permanent (KEEP) Telehealth Options Act of 2020 ( <a href="#">HR 7233</a> , <a href="#">S 4216</a> )	Reps. Troy Balderson (R-OH-12), Cindy Axne (D-IA-03), Roger Williams (R-TX-25), Bob Gibbs (R-Oh-07); Sens. Deb Fischer (R-NE) & Jacky Rosen (D-NV)	Commissions studies by the Department of Health and Human Services (HHS) and the Government Accountability Office (GAO) to gather information on telehealth use during COVID-19 in order to support making telehealth options and adjusted reimbursement rates permanent.	<ul style="list-style-type: none"> <li>• Ensure Program Integrity.</li> </ul>
Telehealth Study	Evaluating Disparities and Outcomes of Telehealth (EDOT) During the COVID-19 Emergency Act ( <a href="#">HR 7078</a> )	Reps. Robin Kelly (D-IL-02), Sanford Bishop (D-GA-02), Sheila Jackson Lee (D-TX-18), Terri Sewell (D-AL-07), Bennie Thompson (D-MS-02), Marcia Fudge (D-OH-11), G.K. Butterfield (D-NC-01), Donald Payne (D-NJ-10), Barbara Lee (D-CA-13), Steve Cohen (D-TN-09)	Requires CMS to report on the effects of changes that were made during the public health emergency relating to COVID-19 with respect to the provision or availability of telehealth services under Medicare. Among other information, the report must include (1) a summary of all services utilized by Medicare beneficiaries during the emergency period, including the number of telehealth visits and in-person visits; (2) any changes in utilization compared to prior periods; and (3) demographic characteristics of beneficiaries who utilized telehealth services. CMS must submit the required reports after the end of the emergency period, as specified.	<ul style="list-style-type: none"> <li>• Ensure Program Integrity.</li> <li>• Expand Access for Underserved and At-risk Populations.</li> </ul>
Telehealth Study	COVID-19 Emergency Telehealth Impact Reporting Act of 2020 ( <a href="#">S 4289</a> , <a href="#">HR 7695</a> )	Sen. Todd Young (R-IN), Sen. Shelley Moore Capito (R-WV), Sen. Angus King (I-ME); Rep. John R Curtis (R-UT-03), Rep. Peter Welch (D-VT-	Requires the Secretary of Health and Human Services to collect, analyze, and report qualitative and quantitative data on the use of telehealth during the COVID-19 public health emergency.	<ul style="list-style-type: none"> <li>• Ensure Program Integrity.</li> </ul>



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		AL), Rep. Mikie Sherrill (D-NJ-11)		
FCC Telehealth Funding	The COVID-19 Telehealth Program Extension Act ( <a href="#">HR 7760</a> , <a href="#">S 4794</a> )	Sen. Tina Smith (D-MN) and Sen. Mike Rounds (R-SD); Rep. Abigail Davis Spanberger (D-VA-07) and Rep. Dusty Johnson (R-SD)	Provides an additional \$200 million for the Federal Communications Commission's (FCC) COVID-19 Telehealth Program, which ran out of funding in July.	<ul style="list-style-type: none"><li>• Expand Access for Underserved and At-risk Populations.</li></ul>