

118TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend the Internal Revenue Code of 1986 to permit high deductible health plans to provide chronic disease prevention services to plan enrollees prior to satisfying their plan deductible.

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IN THE SENATE OF THE UNITED STATES

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Mr. THUNE (for himself and Mr. CARPER) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Internal Revenue Code of 1986 to permit high deductible health plans to provide chronic disease prevention services to plan enrollees prior to satisfying their plan deductible.

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 “Chronic Disease Man-  
5 agement Act of 2023”.

1 **SEC. 2. CHRONIC DISEASE PREVENTION.**

2 (a) IN GENERAL.—Section 223(c)(2) of the Internal  
3 Revenue Code of 1986 is amended by adding at the end  
4 the following:

5 “(F) PREVENTIVE CARE SERVICES AND  
6 ITEMS FOR CHRONIC CONDITIONS.—For pur-  
7 poses of subparagraph (C)—

8 “(i) preventive care shall include any  
9 service or item used to treat an individual  
10 with a chronic condition if—

11 “(I) such service or item is low-  
12 cost,

13 “(II) in regards to such service  
14 or item, there is medical evidence sup-  
15 porting high cost efficiency of pre-  
16 venting exacerbation of the chronic  
17 condition or the development of a sec-  
18 ondary condition, and

19 “(III) there is a strong likeli-  
20 hood, documented by clinical evidence,  
21 that with respect to the class of indi-  
22 viduals utilizing such service or item,  
23 the specific service or use of the item  
24 will prevent the exacerbation of the  
25 chronic condition or the development  
26 of a secondary condition that requires

1 significantly higher cost treatments,  
2 and

3 “(ii) an individual who has been pre-  
4 scribed preventive care for any chronic  
5 condition may be presumed to have been  
6 diagnosed with such condition if such pre-  
7 ventive care is customarily prescribed for  
8 such condition.”.

9 (b) **EFFECTIVE DATE.**—The amendment made by  
10 this section shall apply to coverage for months beginning  
11 after the date of the enactment of this Act.