

108TH CONGRESS  
1ST SESSION

# S. 599

To amend title XVIII of the Social Security Act to provide coverage under the medicare program for diabetes laboratory diagnostic tests and other services to screen for diabetes.

---

## IN THE SENATE OF THE UNITED STATES

MARCH 11, 2003

Mrs. LINCOLN (for herself, Ms. COLLINS, and Mr. BINGAMAN) introduced the following bill; which was read twice and referred to the Committee on Finance

---

## A BILL

To amend title XVIII of the Social Security Act to provide coverage under the medicare program for diabetes laboratory diagnostic tests and other services to screen for diabetes.

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 “Access to Diabetes  
5       Screening Services Act of 2003”.

1 **SEC. 2. MEDICARE COVERAGE OF DIABETES LABORATORY**  
 2 **DIAGNOSTIC TESTS.**

3 (a) **COVERAGE.**—Section 1861(s)(2) of the Social Se-  
 4 curity Act (42 U.S.C. 1395x(s)(2)) is amended—

5 (1) in subparagraph (U), by striking “and” at  
 6 the end;

7 (2) in subparagraph (V)(iii), by adding “and”  
 8 at the end; and

9 (3) by adding at the end the following new sub-  
 10 paragraph:

11 “(W) diabetes screening tests and services (as  
 12 defined in subsection (ww));”.

13 (b) **SERVICES DESCRIBED.**—Section 1861 of the So-  
 14 cial Security Act (42 U.S.C. 1395x) is amended by adding  
 15 at the end the following new subsection:

16 “Diabetes Screening Tests and Services

17 “(ww)(1) The term ‘diabetes screening tests’ means  
 18 diagnostic testing furnished to an individual at risk for  
 19 diabetes (as defined in paragraph (2)) for the purpose of  
 20 early detection of diabetes, including—

21 “(A) a fasting plasma glucose test; and

22 “(B) such other tests, and modifications to  
 23 tests, as the Secretary determines appropriate, in  
 24 consultation with appropriate organizations.

25 “(2) For purposes of paragraph (1), the term ‘indi-  
 26 vidual at risk for diabetes’ means an individual who has

1 any, a combination of, or all of the following risk factors  
2 for diabetes:

3 “(A) A family history of diabetes.

4 “(B) Overweight defined as a body mass index  
5 greater than or equal to 25 kg/m<sup>2</sup>.

6 “(C) Habitual physical inactivity.

7 “(D) Belonging to a high-risk ethnic or racial  
8 group.

9 “(E) Previous identification of an elevated im-  
10 paired fasting glucose.

11 “(F) Identification of impaired glucose toler-  
12 ance.

13 “(G) Hypertension.

14 “(H) Dyslipidemia.

15 “(I) History of gestational diabetes mellitus or  
16 delivery of a baby weighing greater than 9 pounds.

17 “(J) Polycystic ovary syndrome.

18 “(3) The Secretary shall establish standards, in con-  
19 sultation with appropriate organizations, regarding the  
20 frequency of diabetes screening tests, except that such fre-  
21 quency may not be more often than twice within the 12-  
22 month period following the date of the most recent diabe-  
23 tes screening test of that individual.”.

24 (c) FREQUENCY.—Section 1862(a)(1) of the Social  
25 Security Act (42 U.S.C. 1395y(a)(1)) is amended—

1           (1) in subparagraph (H), by striking “and” at  
2 the end;

3           (2) in subparagraph (I), by striking the semi-  
4 colon at the end and inserting “, and”; and

5           (3) by adding at the end the following new sub-  
6 paragraph:

7           “(J) in the case of a diabetes screening test or  
8 service (as defined in section 1861(ww)(1)), which is  
9 performed more frequently than is covered under  
10 section 1861(ww)(3).”.

11       (d) **EFFECTIVE DATE.**—The amendments made by  
12 this section shall apply to tests furnished on or after the  
13 date that is 90 days after the date of enactment of this  
14 Act.

○