

117TH CONGRESS  
1ST SESSION

# S. 2189

To amend title 38, United States Code, to direct the Secretary of Veterans Affairs to furnish hyperbaric oxygen therapy to certain veterans with traumatic brain injury or post-traumatic stress disorder.

---

## IN THE SENATE OF THE UNITED STATES

JUNE 23, 2021

Mr. TUBERVILLE (for himself, Mr. CRAMER, and Mr. HOEVEN) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

---

## A BILL

To amend title 38, United States Code, to direct the Secretary of Veterans Affairs to furnish hyperbaric oxygen therapy to certain veterans with traumatic brain injury or post-traumatic stress disorder.

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 “HBOT Access Act of  
5 2021”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:



1           (1) IN GENERAL.—Subchapter II of chapter 17  
2           of title 38, United States Code, is amended by in-  
3           serting after section 1710E the following new sec-  
4           tion:

5   **“§ 1710F. Traumatic brain injury and post-traumatic**  
6                   **stress disorder: hyperbaric oxygen ther-**  
7                   **apy**

8           “(a) AUTHORITY.—The Secretary shall furnish  
9           hyperbaric oxygen therapy through a health care provider  
10          described in section 1703(c)(5) of this title to a veteran  
11          who—

12                   “(1) has a condition specified in subsection (b);

13                   “(2) is at a high risk of suicide or self harm,  
14           as determined by the Secretary of Veterans Affairs  
15           or the Secretary of Defense; and

16                   “(3) has used not fewer than two evidence-  
17           based treatment options for such condition.

18          “(b) COVERED CONDITIONS.—The conditions speci-  
19          fied in this subsection are the following:

20                   “(1) Traumatic brain injury.

21                   “(2) Post-traumatic stress disorder.”.

22          (2) CLERICAL AMENDMENT.—The table of sec-  
23          tions at the beginning of such subchapter is amend-  
24          ed by inserting after the item relating to section  
25          1710E the following new item:

“1710F. Traumatic brain injury and post-traumatic stress disorder: hyperbaric oxygen therapy.”.

1 (b) INCLUSION OF INFORMATION IN STUDY.—Sec-  
2 tion 702(d) of the Commander John Scott Hannon Vet-  
3 erans Mental Health Care Improvement Act of 2019  
4 (Public Law 116–171; 134 Stat. 828) is amended—

5 (1) in paragraph (1), by inserting “under sec-  
6 tion 1710F of title 38, United States Code, or” be-  
7 fore “through”; and

8 (2) in paragraph (2), by inserting “under sec-  
9 tion 1710F of title 38, United States Code, or” be-  
10 fore “through”.

○