

114TH CONGRESS
2D SESSION

S. 3082

To amend title XVIII of the Social Security Act to reduce the occurrence of diabetes in Medicare beneficiaries by extending coverage under Medicare for medical nutrition therapy services to such beneficiaries with pre-diabetes or with risk factors for developing type 2 diabetes.

IN THE SENATE OF THE UNITED STATES

JUNE 22, 2016

Mr. PETERS (for himself, Mrs. CAPITO, and Mr. KIRK) 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 reduce the occurrence of diabetes in Medicare beneficiaries by extending coverage under Medicare for medical nutrition therapy services to such beneficiaries with pre-diabetes or with risk factors for developing type 2 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 “Preventing Diabetes
5 in Medicare Act of 2016”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) According to the Centers for Disease Con-
2 trol and Prevention, there are 86,000,000 adults
3 with pre-diabetes in the United States. The Centers
4 estimates that 51 percent of adults who are 65 years
5 of age or older have pre-diabetes. More than 90 per-
6 cent of adults with pre-diabetes are unaware they
7 have it.

8 (2) For a significant number of people with
9 pre-diabetes, early intervention can reverse elevated
10 blood glucose levels to normal range and prevent di-
11 abetes and its complications completely or can sig-
12 nificantly delay its onset. According to the Institute
13 for Alternative Futures, if 50 percent of adults with
14 pre-diabetes were able to successfully make lifestyle
15 changes proven to prevent or delay diabetes, then by
16 2025 approximately 4,700,000 new cases of diabetes
17 could be prevented at a cost savings of \$300 billion.

18 (3) Nearly 1-in-5 hospitalizations in 2008 were
19 related to diabetes according to the Agency for
20 Healthcare Research and Quality.

21 (4) Preventing diabetes and its complications
22 can save money and lives. The average annual cost
23 to treat someone with diabetes is \$13,741, compared
24 to \$3,495 for someone who does not have diabetes.

1 One out of every three Medicare dollars is spent on
2 diabetes.

3 (5) Diabetes is unique because its complications
4 and their associated health care costs are often pre-
5 ventable with currently available medical treatment
6 and lifestyle changes.

7 (6) In 2002, the Diabetes Prevention Program
8 study conducted by the National Institutes of Health
9 found that participants (all of whom were at in-
10 creased risk of developing type 2 diabetes) who made
11 lifestyle changes reduced their risk of developing
12 type 2 diabetes by 58 percent and that participants
13 who are 60 years of age or older reduced their risk
14 of developing diabetes by 71 percent.

15 (7) The Agency for Healthcare Research and
16 Quality has demonstrated that \$2,500,000,000 in
17 hospitalization costs related to the treatment of dia-
18 betes or complications resulting from diabetes could
19 be saved by providing seniors with appropriate pri-
20 mary care to prevent the onset of diabetes.

21 (8) The Medicare program currently provides
22 coverage for screening and identifying beneficiaries
23 with pre-diabetes but does not provide adequate
24 services to such beneficiaries to help them prevent or
25 delay the onset of diabetes.

1 **SEC. 3. MEDICARE COVERAGE OF MEDICAL NUTRITION**
 2 **THERAPY SERVICES FOR PEOPLE WITH PRE-**
 3 **DIABETES AND RISK FACTORS FOR DEVEL-**
 4 **OPING TYPE 2 DIABETES.**

5 (a) IN GENERAL.—Section 1861 of the Social Secu-
 6 rity Act (42 U.S.C. 1395x) is amended—

7 (1) in subsection (s)(2)(V), by striking “with
 8 diabetes or a renal disease” and inserting “with dia-
 9 betes, pre-diabetes (as defined in subsection (yy)(4)),
 10 or a renal disease, or an individual at risk for diabe-
 11 tes (as defined in subsection (yy)(2)),” in the matter
 12 preceding clause (i); and

13 (2) in subsection (yy)—

14 (A) in the heading, by adding “; Pre-Dia-
 15 betes” at the end; and

16 (B) by adding at the end the following new
 17 paragraph:

18 “(4) The term ‘pre-diabetes’ means a condition of im-
 19 paired fasting glucose or impaired glucose tolerance identi-
 20 fied by a blood glucose level that is higher than normal,
 21 but not so high as to indicate actual diabetes.”.

22 (b) EFFECTIVE DATE.—The amendments made by
 23 this section shall apply with respect to services furnished
 24 on or after January 1, 2018.