SUMMARY OF THE 21ST CENTURY CURES ACT

The following is a summary of the items included in each Title of the Act.

**Title I – Innovation Projects and State Responses to Opioid Abuse:** Projects related to Opioid Abuse, Beau Biden Cancer Moonshot, and NIH and FDA innovation projects.

**Title II – Discovery:** NIH Reauthorization, Advancing precision medicine, Supporting young emerging scientists, NIH planning, administration, research and data access, Facilitating collaborative research, and Promoting pediatric research.

**Title III—Development:** Patient-focused drug development; Advancing new drug therapies, Modern trial design and evidence development; Patient access to therapies and information, Antimicrobial innovation and stewardship, Medical device innovations, Improving FDA Scientific Expertise and Outreach, Medical countermeasures innovation, and Vaccine access, Certainty and Innovation.

**Title IV—Delivery:** Assisting doctors and hospitals in improving quality of care, Transparent reporting, Improving Medicare local coverage determinations, Medicare pharmaceutical and technology ombudsman, and Medicare site-of-service price transparency. Also include Health Information Technology (HIT) Improvements: Interoperability, Information blocking, Leveraging EHRs to empower patients and improve patient care, Improving patient access to their electronic health information, Telehealth services in Medicare, and GAO studies on patient matching and patient access to health information.

**Title V – Savings:** Savings in the Medicare Improvement Fund, Medicaid reimbursement to States for DME, Medicare coverage of home infusion therapy, Penalties for violations of grants, contracts, and other agreements, Reducing overpayments of infusion drugs, Increasing oversight of termination of Medicaid providers, Requiring fee-for-service provider directory, Fairness in Medicaid, Eliminating Medicaid funding for cosmetic hair growth agents, Amendment to the Prevention and Public Health Fund, and Rescission of portion of ACA territory funding.

The following Titles (VI – XIV) describe provisions of the Helping Families in Mental Health Crisis Reform Act of 2016 that was added to this bill.

**Title VI – Strengthening Leadership and Accountability:** Leadership, Strategic plan, Biennial report on activities and progress, Improving the quality of behavioral health programs, Centers for mental health services and substance abuse prevention and treatment, Advisory councils, Peer review, Oversight and accountability, Protection and advocacy organizations, and Interdepartmental Committee.

**Title VII – Ensuring Mental and Substance Use Disorders Prevention, Treatment, and Recovery Programs Keep Pace with Science and Technology:** Encouraging innovation and access to evidence-based programs and Priority regional and national significance for mental health and substance use treatment and prevention needs.

**Title VIII – Supporting State Prevention Activities and Responses to Mental Health and Substance Use Disorder Needs:** Block grants for community mental health and substance abuse prevention and treatment, Additional block grant provisions, and Study of distribution of funds for these programs.

**Title IX – Promoting Access to Mental Health and Substance Use Disorder Care:** Helping Individuals and Families, Grants for treatment and recovery for homeless individuals and jail diversion programs, Assertive community treatment grants, Access to care, Promoting integration of primary
and behavioral health care, Assistance in transition from homelessness, Suicide Prevention Programs, Prioritizing suicide prevention programs for American Indians and Alaska Native youth, Strengthening community crisis response systems, Mental health awareness training grants, Evidence-based practices, National violent death reporting system, Assisted outpatient treatment, Prevention of underage drinking, Strengthening the Health Care Workforce, Mental Health on Campus Improvement, and Strengthening Mental and Substance Use Disorder Care for Children and Adolescents.

**Title XI – Compassionate communication on HIPAA:** Confidentiality of records, Clarification on permitted uses and disclosures of protected health information, and Development and dissemination of model training programs.

**Title XII - Medicaid Mental Health Coverage:** Rule for Medicaid coverage of mental health and primary care services furnished on the same day, Studies and reports on Medicaid managed care regulations and emergency psychiatric demonstration projects, Guidance on opportunities for innovation, Providing EPSDT services to children in IMDs, and Electronic visit verification system.

**Title XIII - Mental Health Parity:** Enhanced compliance with and action plan for mental health and substance use disorder coverage requirements and coverage, Clarification of existing parity rules, Reports on investigations regarding parity, and Information, awareness, education and training on eating disorders.

**Title XIV - Mental health and safe communities:** Mental health and safe communities (Grants for crisis intervention, Assisted individuals transitioning out of systems and for OP treatment programs, Mental health training and technical assistance, Active shooter training for law enforcement, Alternatives to incarceration, and Improving data collection), and Comprehensive Justice and Mental Health (transparency, program accountability, and enhancement of local authority, training, evidence-based practices, and reports).

**Titles XV – XVIII describe Medicare Changes focused on increasing Choice, Access, and Quality in Health Care.**

**Title XV - Provisions Relating to Medicare Part A:** Development of Medicare HCPCS version of MS–DRG codes for similar hospital services, Establishing beneficiary equity in the Medicare hospital readmission program, Five-year extension of the rural community hospital demonstration program, Savings from IPPS MACRA pay-for through not applying documentation and coding adjustments, Regulatory relief for LTCHs and extension of certain Medicare payment rules, Clarification of calculation of hospital length of stay to all LTCHs, Change in Medicare classification for certain hospitals, Temporary exception to the application of the Medicare LTCH site neutral provisions for certain spinal cord specialty hospitals and discharges with severe wounds.

**Title XVI - Provisions Relating to Medicare Part B:** Continuing Medicare payment for services furnished by mid-build off-campus OP departments, Treatment of cancer hospitals in off-campus OP departments, Treatment of eligible professionals in ambulatory surgical centers for meaningful use and MIPS, Continuing Access to Hospitals Act of 2016, Delay of implementation of Medicare fee schedule adjustments for wheelchair accessories and seating systems when used in conjunction with complex rehabilitation technology (CRT) wheelchairs, Allowing physical therapists to utilize locum tenens arrangements, Extension of the transition to new payment rates for durable medical equipment, and Requirements in determining adjustments using information from competitive bidding programs.

**Title XVII - Other Medicare Provisions:** Delay in authority to terminate contracts for Medicare Advantage plans failing to achieve minimum quality ratings, Requirement for enrollment data
reporting, Updating the Welcome to Medicare package, No payment for items and services furnished by newly enrolled providers or suppliers within a temporary moratorium area, Preservation of Medicare beneficiary choice under Medicare Advantage, Allowing end-stage renal disease beneficiaries to choose a Medicare Advantage plan, and Improvements to the assignment of beneficiaries under the Medicare Shared Savings Program.

**Title XVIII - Other Provisions:** Exception from group health plan requirements for qualified small employer health reimbursement arrangements.

*Titles XIX - VI – XIV describe provisions of the “Family First Prevention Services Act of 2016” that was added to this bill.*

**Title XIX – Investing in Prevention and Family Services (now titled “Federal Payments for Foster Care, Prevention, and Permanency”):** Foster care prevention services, programs and maintenance payments, Elimination of time limit for family reunification, Reducing bureaucracy and unnecessary delays, Grants to improve well-being of families affected by substance abuse, Reviewing and improving licensing standards, and Statewide plan to prevent child abuse and neglect fatalities.

**Title XX – Ensuring the Necessity of a Placement Not in a Foster Family Home:** Limitations on Federal financial participation and clarification on federal reimbursement, Assessment and documentation of the need for placement, Protocols to prevent inappropriate diagnoses, Additional data and reports, and Effective dates of application to waivers.

**TITLE XXI – Continuing Support for Child and Family Services:** Supporting and retaining foster families for children, Extension of child and family services programs, and Improvements to the Foster Care Independence Program and related provisions.

**TITLE XXII – Continuing Incentive to States to Promote Adoption and Legal Guardianship:** Reauthorizing adoption and legal guardianship incentive programs and funding through 2021.

**TITLE XXIII —Technical Corrections:** Corrections to data exchange standards to improve program coordination and to State requirement to address the developmental needs of young children.

**TITLE XXIV – Ensuring States Reinvest Savings Resulting from Increase in Adoption Assistance:** Delay the age-related expansion of eligibility for adoption assistance, and a GAO study and report on State reinvestment of savings resulting from increase in adoption assistance.

**TITLE XXV – Social Impact Partnerships to Pay for Result Act:** Social Impact Partnerships to Pay for Results, Extension of Temporary Assistance for Needy Families (TANF) Program, Strengthening Welfare Research and Evaluation and Development of a What Works Clearinghouse, and Technical Corrections to Data Exchange Standards to Improve Program Coordination.