

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 6130
OFFERED BY MR. SMITH OF MISSOURI**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Alzheimer’s Screening
3 and Prevention Act” or the “ASAP Act”.

**4 SEC. 2. MEDICARE COVERAGE OF ALZHEIMER’S DISEASE
5 AND RELATED DEMENTIAS EARLY DETEC-
6 TION SCREENING TESTS.**

7 (a) COVERAGE.—Section 1861 of the Social Security
8 Act (42 U.S.C. 1395x) is amended—

9 (1) in subsection (s)(2)—

10 (A) in subparagraph (JJ), by striking
11 “and” at the end;

12 (B) in subparagraph (KK), by adding
13 “and” at the end; and

14 (C) by adding at the end the following new
15 subparagraph:

16 “(LL) Alzheimer’s disease and related demen-
17 tias early detection screening tests (as defined in
18 subsection (ooo));”; and

1 (2) by adding at the end the following new sub-
2 section:

3 “(ooo) ALZHEIMER’S DISEASE AND RELATED DE-
4 MENTIAS EARLY DETECTION SCREENING TESTS.—

5 “(1) IN GENERAL.—The term ‘Alzheimer’s dis-
6 ease and related dementias early detection screening
7 test’ means a test furnished to an individual for the
8 detection of the pre-symptomatic or early stage of
9 Alzheimer’s disease or related dementias on or after
10 January 1, 2028, that—

11 “(A) is cleared under section 510(k), clas-
12 sified under section 513(f)(2), or approved
13 under section 515 of the Federal Food, Drug,
14 and Cosmetic Act;

15 “(B) is a blood test, including a genomic
16 sequencing blood test or a blood product test;
17 and

18 “(C) the Secretary determines is—

19 “(i) reasonable and necessary for the
20 prevention or early detection of an illness
21 or disability; and

22 “(ii) appropriate for individuals enti-
23 tled to benefits under part A or enrolled
24 under part B.

1 “(2) NCD PROCESS.—In making determina-
2 tions under paragraph (1)(C) regarding the coverage
3 of a new test, the Secretary shall use the process for
4 making national coverage determinations (as defined
5 in section 1869(f)(1)(B)) under this title.”.

6 (b) PAYMENT.—

7 (1) IN GENERAL.—Section 1834 of the Social
8 Security Act (42 U.S.C. 1395m) is amended by add-
9 ing at the end the following new subsection:

10 “(bb) PAYMENT AND STANDARDS FOR ALZHEIMER’S
11 DISEASE AND RELATED DEMENTIAS EARLY DETECTION
12 SCREENING TESTS.—

13 “(1) PAYMENT AMOUNT.—The payment
14 amount for an Alzheimer’s disease and related de-
15 mentias early detection screening test (as defined in
16 section 1861(ooo)) is equal to the payment amount
17 determined for such test under section 1834A.

18 “(2) LIMITATIONS.—

19 “(A) IN GENERAL.—Subject to subpara-
20 graph (C), no payment may be made under this
21 part for an Alzheimer’s disease and related de-
22 mentias early detection screening test furnished
23 during a year to an individual if—

1 “(i) such individual is not at an ele-
2 vated risk for Alzheimer’s disease or a re-
3 lated dementia;

4 “(ii) such individual—
5 “(I) is under 50 years of age; or
6 “(II) as of January 1 of such
7 year, has attained the age specified in
8 subparagraph (B) for such year; or

9 “(iii) such a test was furnished to the
10 individual during the previous 59 months.

11 “(B) AGE SPECIFIED.—For purposes of
12 subparagraph (A)(ii)(II), the age specified in
13 this subparagraph is—

14 “(i) for 2028, 65 years of age; and

15 “(ii) for a succeeding year, the age
16 specified in this subparagraph for the pre-
17 ceding year, increased by 1 year.

18 “(C) STANDARDS FOLLOWING USPSTF
19 RATING OF A OR B.—In the case of an Alz-
20 heimer’s disease and related dementias early de-
21 tection screening test that is recommended with
22 a grade of A or B by the United States Preven-
23 tive Services Task Force, beginning on the date
24 on which coverage for such test is provided pur-

1 suant to section 1861(ddd)(1), the preceding
2 provisions of this paragraph shall not apply.”.

3 (2) CONFORMING AMENDMENTS.—

4 (A) Section 1833 of the Social Security
5 Act (42 U.S.C. 1395l) is amended—

6 (i) in subsection (a)—

7 (I) in paragraph (1)(D)(i)(I), by
8 striking “or (aa)” and inserting “,
9 (aa), or (bb)”; and

10 (II) in paragraph (2)(D)(i)(I), by
11 striking “or (aa)” and inserting “,
12 (aa), or (bb)”; and

13 (ii) in subsection (h)(1)(A), by strik-
14 ing “and (aa)” and inserting “, (aa), and
15 (bb)”.

16 (B) Section 1862(a)(1)(A) of the Social
17 Security Act (42 U.S.C. 1395y(a)(1)(A)) is
18 amended—

19 (i) by striking “or multi-cancer” and
20 inserting “multi-cancer”; and

21 (ii) by inserting “, or Alzheimer’s dis-
22 ease and related dementias early detection
23 screening tests (as defined in section
24 1861(ooo))” after “(as defined in section
25 1861(nnn))”.

1 **SEC. 3. COGNITIVE IMPAIRMENT DETECTION BENEFIT IN**
2 **THE MEDICARE ANNUAL WELLNESS VISIT**
3 **AND INITIAL PREVENTIVE PHYSICAL EXAM-**
4 **INATION.**

5 (a) ANNUAL WELLNESS VISIT.—

6 (1) IN GENERAL.—Section 1861(hhh)(2) of the
7 Social Security Act (42 U.S.C. 1395x(hhh)(2)) is
8 amended by striking subparagraph (D) and inserting
9 the following:

10 “(D) Detection of any cognitive impair-
11 ment that shall—

12 “(i) be performed using one of the
13 cognitive assessment tools identified by the
14 National Institute on Aging as meeting its
15 criteria for selecting instruments to detect
16 cognitive impairment; and

17 “(ii) include documentation of the tool
18 used for cognitive assessment and results
19 of such assessment in the individual’s med-
20 ical record.”.

21 (2) EFFECTIVE DATE.—The amendment made
22 by paragraph (1) shall apply to annual wellness vis-
23 its furnished on or after January 1, 2028.

24 (b) INITIAL PREVENTIVE PHYSICAL EXAMINA-
25 TION.—

1 (1) IN GENERAL.—Section 1861(w)(1) of the
2 Social Security Act (42 U.S.C. 1395x(w)(1)) is
3 amended by striking “agreement with the individual,
4 and” and inserting “agreement with the individual,
5 detection of any cognitive impairment as described
6 in subsection (h)(2)(D), and”.

7 (2) EFFECTIVE DATE.—The amendment made
8 by paragraph (1) shall apply to initial preventive
9 physical examinations furnished on or after January
10 1, 2028.

Amend the long title so as to read: “To amend title XVIII of the Social Security Act to provide for coverage of Alzheimer’s disease and related dementias early detection screening tests under the Medicare program, and to provide for certain cognitive impairment detection in the Medicare annual wellness visit and initial preventive physical examination.”.

