

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 7856
OFFERED BY M. _____**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Promoting Responsible
3 and Effective Virtual Experiences through Novel Tech-
4 nology to Deliver Improved Access and Better Engage-
5 ment with Tested and Evidence-based Strategies Act” or
6 the “PREVENT DIABETES Act”.

**7 SEC. 2. INCLUSION OF VIRTUAL DIABETES PREVENTION
8 PROGRAM SUPPLIERS IN MDPP EXPANDED
9 MODEL.**

10 (a) IN GENERAL.—Not later than January 1, 2025,
11 the Secretary shall revise the regulations under parts 410
12 and 424 of title 42, Code of Federal Regulations, to pro-
13 vide that, for the period beginning January 1, 2025, and
14 ending January 1, 2027—

15 (1) an entity may participate in the MDPP by
16 offering only online or virtual MDPP services via
17 synchronous or asynchronous technology or tele-
18 communications if such entity—

1 (A) has full CDC DPRP recognition at the
2 time such entity applies to enroll as a MDPP
3 supplier, and maintains such recognition while
4 so enrolled; and

5 (B) has passed screening requirements
6 upon initial enrollment at a “high” categorical
7 risk in accordance with section 424.518(c)(2) of
8 title 42, Code of Federal Regulations (or any
9 successor regulations); and

10 (2) if an entity participates in the MDPP in the
11 manner described in paragraph (1)—

12 (A) the administrative location of such en-
13 tity shall be the address of the entity on file
14 under the Diabetes Prevention Recognition Pro-
15 gram; and

16 (B) in the case of virtual or online MDPP
17 services furnished by such entity to an MDPP
18 beneficiary who was not located in the same
19 State as the entity at the time such services
20 were furnished, the entity shall not be prohib-
21 ited from submitting a claim for payment for
22 such services solely by reason of the location of
23 such beneficiary at such time.

24 (b) DEFINITIONS.—In this section:

1 (1) CDC.—The term “CDC” means the Cen-
2 ters for Disease Control and Prevention.

3 (2) MDPP.—The term “MDPP” means the
4 Medicare Diabetes Prevention Program conducted
5 under section 1115A of the Social Security Act (42
6 U.S.C. 1315a), as described in the final rule pub-
7 lished in the Federal Register entitled “Medicare
8 and Medicaid Programs; CY 2024 Payment Policies
9 Under the Physician Fee Schedule and Other
10 Changes to Part B Payment and Coverage Policies;
11 Medicare Shared Savings Program Requirements;
12 Medicare Advantage; Medicare and Medicaid Pro-
13 vider and Supplier Enrollment Policies; and Basic
14 Health Program” (88 Fed. Reg. 78818 (November
15 16, 2023)).

16 (3) REGULATORY TERMS.—The terms “Diabe-
17 tes Prevention Recognition Program”, “full CDC
18 DPRP recognition”, “MDPP beneficiary”, “MDPP
19 services”, and “MDPP supplier” have the meanings
20 given each such term in section 410.79(b) of title
21 42, Code of Federal Regulations.

22 (4) SECRETARY.—The term “Secretary” means
23 the Secretary of Health and Human Services.

Amend the title so as to read: “A bill to direct the
Secretary of Health and Human Services to permit cer-
tain entities to participate in the Medicare Diabetes Pre-

vention Program Expanded Model conducted by the Center for Medicare and Medicaid Innovation by offering only online or virtual diabetes prevention program services”.

