

Senators Colbeck and Nofs offered the following concurrent resolution:

Senate Concurrent Resolution No. 10.

A concurrent resolution to request that the United States Congress enact the Primary Care Enhancement Act (H.R. 365), to promote the use of Direct Primary Care Services and that the U.S. Department of Health and Human Services and Department of the Treasury promulgate rules and/or issue guidance that would promote the opportunity for consumers to choose Direct Primary Care Services as an integral part of their health care plan.

Whereas, Direct Primary Care Services (DPCS) provides patients with affordable access to primary care services that promote preventative care; and

Whereas, Access to preventative care provided by primary care service providers has been demonstrated to reduce hospitalization, improve health outcomes for consumers, and lower the premiums for catastrophic insurance plans; and

Whereas, DPCS used in concert with catastrophic insurance plans provides a means of satisfying the requirements of the Affordable Care Act (ACA) in a manner that actually lowers the cost of health care, expands access to care, and improves the quality of care received; and

Whereas, The current federal tax code treats direct care membership as a form of insurance, inhibiting individuals from opening Health Savings Accounts if they are also enrolled in a high-deductible insurance plan; and

Whereas, The CMS Center for Medicare and Medicaid Innovation has never approved a model program featuring DPCS for serving Medicare or Medicaid enrollees as a means of improving the quality of care and reducing the overall burden upon taxpayers for these expensive programs.

Whereas, Current law features limitations that require physicians to drop out of Medicare for two years if they accept direct payment from Medicare beneficiaries; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we request that the United States Congress enact legislation permanently reforming the federal tax code to allow payments for Direct Primary Care Services through tax-deferred or tax-exempt accounts, such as Health Savings Accounts and Medical Savings Accounts; and be it further

Resolved, That we ask the President of the United States to Issue an Executive Order to the Department of the Treasury to allow periodic payments for primary care services to be interpreted as qualified medical care expenses as allowed by Section 213(d) of the Internal Revenue Code; and be it further

Resolved, That we request that the United States Congress enact legislation and the U.S. Department of Health and Human Services promulgate rules that allows Medicare to pay doctors for Direct Primary Care Services from funds appropriated to the Medicare program; and be it further

Resolved, That we request that the United States Congress enact legislation and the U.S. Department of Health and Human Services promulgate rules that allows Medicaid to pay doctors for Direct Primary Care Services from funds appropriated to the Medicaid program; and be it further

Resolved, That copies of this resolution be transmitted to the Secretary of the U.S. Department of Health and Human Services, the Department of the Treasury, the Internal Revenue Service, the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.