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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R. _____

To improve the provision of care and services under the Veterans Community Care Program of the Department of Veterans Affairs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. BOST introduced the following bill; which was referred to the Committee
on _____

A BILL

To improve the provision of care and services under the Veterans Community Care Program of the Department of Veterans Affairs, and for other purposes.

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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Veterans’ Assuring Critical Care Expansions to Support
6 Servicemembers Act of 2025” or the “Veterans’ ACCESS
7 Act of 2025”.

1 (b) TABLE OF CONTENTS.—The table of contents for
2 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—IMPROVEMENT OF VETERANS COMMUNITY CARE
PROGRAM

Sec. 101. Codification of requirements for eligibility standards for access to
community care from Department of Veterans Affairs.

Sec. 102. Requirement that Secretary notify veterans of eligibility for care
under Veterans Community Care Program.

Sec. 103. Consideration under Veterans Community Care Program of veteran
preference for care, continuity of care, and need for caregiver
or attendant.

Sec. 104. Notification of denial of request for care under Veterans Community
Care Program.

Sec. 105. Discussion of telehealth options under Veterans Community Care
Program.

Sec. 106. Extension of deadline for submittal of claims by health care entities
and providers under prompt payment standard.

TITLE II—MENTAL HEALTH TREATMENT PROGRAMS

Sec. 201. Definitions.

Sec. 202. Standardized process to determine eligibility of covered veterans for
participation in certain mental health treatment programs.

Sec. 203. Improvements to Department of Veterans Affairs Mental Health Res-
idential Rehabilitation Treatment Program.

TITLE III—OTHER HEALTH CARE MATTERS

Sec. 301. Plan on establishment of interactive, online self-service module for
care.

Sec. 302. Modification of requirements for Center for Innovation for Care and
Payment of the Department of Veterans Affairs and require-
ment for pilot program.

Sec. 303. Reports.

1 **TITLE I—IMPROVEMENT OF VET-**
2 **ERANS COMMUNITY CARE**
3 **PROGRAM**

4 **SEC. 101. CODIFICATION OF REQUIREMENTS FOR ELIGI-**
5 **BILITY STANDARDS FOR ACCESS TO COMMU-**
6 **NITY CARE FROM DEPARTMENT OF VET-**
7 **ERANS AFFAIRS.**

8 (a) **ELIGIBILITY ACCESS STANDARDS.**—Section
9 1703B of title 38, United States Code, is amended—

10 (1) by striking subsections (a) through (e) and
11 inserting the following:

12 “(a) **ELIGIBILITY STANDARDS FOR ACCESS TO COM-**
13 **MUNITY CARE.**—(1) A covered veteran shall be eligible to
14 elect to receive non-Department hospital care, medical
15 services, or extended care services, excluding nursing home
16 care, through the Veterans Community Care Program
17 under section 1703 of this title pursuant to subsection
18 (d)(1)(D) of such section using the following eligibility ac-
19 cess standards:

20 “(A) With respect to primary care, mental
21 health care, or extended care services, excluding
22 nursing home care, if the Department cannot sched-
23 ule an appointment for the covered veteran with a
24 health care provider of the Department who can pro-
25 vide the needed service—

1 “(i) within 30 minutes average driving
2 time (or such shorter average driving time as
3 the Secretary may prescribe) from the residence
4 of the veteran unless a longer average driving
5 time has been agreed to by the veteran in con-
6 sultation with a health care provider of the vet-
7 eran; and

8 “(ii) within 20 days (or such shorter pe-
9 riod as the Secretary may prescribe) of the date
10 of request for such an appointment unless a
11 later date has been agreed to by the veteran in
12 consultation with a health care provider of the
13 veteran.

14 “(B) With respect to specialty care, if the De-
15 partment cannot schedule an appointment for the
16 covered veteran with a health care provider of the
17 Department who can provide the needed service—

18 “(i) within 60 minutes average driving
19 time (or such shorter average driving time as
20 the Secretary may prescribe) from the residence
21 of the veteran unless a longer average driving
22 time has been agreed to by the veteran in con-
23 sultation with a health care provider of the vet-
24 eran; and

1 “(ii) within 28 days (or such shorter pe-
2 riod as the Secretary may prescribe) of the date
3 of request for such an appointment unless a
4 later date has been agreed to by the veteran in
5 consultation with a health care provider of the
6 veteran.

7 “(2) For the purposes of determining the eligibility
8 of a covered veteran for care or services under paragraph
9 (1), the Secretary shall not take into consideration the
10 availability of telehealth appointments from the Depart-
11 ment when determining whether the Department is able
12 to furnish such care or services in a manner that complies
13 with the eligibility access standards under such paragraph.

14 “(3) In the case of a covered veteran who has had
15 an appointment with a health care provider of the Depart-
16 ment canceled by the Department for a reason other than
17 the request of the veteran, in calculating a wait time for
18 a subsequent appointment under paragraph (1), the Sec-
19 retary shall calculate such wait time from the date of the
20 request for the original, canceled appointment.

21 “(4) If a veteran agrees to a longer average drive
22 time or a later date under subparagraph (A) or (B) of
23 paragraph (1), the Secretary shall document the agree-
24 ment to such longer average drive time or later date in
25 the electronic health record of the veteran and provide the

1 veteran a copy of such documentation. Such copy may be
2 provided electronically.

3 “(b) APPLICATION.—The Secretary shall ensure that
4 the eligibility access standards established under sub-
5 section (a) apply—

6 “(1) to all care and services within the medical
7 benefits package of the Department to which a cov-
8 ered veteran is eligible under section 1703 of this
9 title, excluding nursing home care; and

10 “(2) to all covered veterans, regardless of
11 whether a veteran is a new or established patient.

12 “(c) PERIODIC REVIEW OF ACCESS STANDARDS.—
13 Not later than three years after the date of the enactment
14 of the Veterans’ Assuring Critical Care Expansions to
15 Support Servicemembers Act of 2025, and not less fre-
16 quently than once every three years thereafter, the Sec-
17 retary shall—

18 “(1) conduct a review of the eligibility access
19 standards under subsection (a) in consultation
20 with—

21 “(A) such Federal entities as the Secretary
22 considers appropriate, including the Depart-
23 ment of Defense, the Department of Health and
24 Human Services, and the Centers for Medicare
25 & Medicaid Services;

1 “(B) entities and individuals in the private
2 sector, including—

3 “(i) veteran patients;

4 “(ii) veterans service organizations;

5 and

6 “(iii) health care providers partici-
7 pating in the Veterans Community Care

8 Program under section 1703 of this title;

9 and

10 “(C) other entities that are not part of the
11 Federal Government; and

12 “(2) submit to the appropriate committees of
13 Congress a report on—

14 “(A) the findings of the Secretary with re-
15 spect to the review conducted under paragraph

16 (1); and

17 “(B) such recommendations as the Sec-
18 retary may have with respect to the eligibility
19 access standards under subsection (a).”;

20 (2) by striking subsection (g);

21 (3) by redesignating subsections (f), (h), and (i)
22 as subsections (d), (e), and (f), respectively;

23 (4) in subsection (d), as redesignated by para-
24 graph (3)—

1 (A) by striking “established” each place it
2 appears; and

3 (B) in paragraph (1), by striking “(1)
4 Subject to” and inserting “COMPLIANCE BY
5 COMMUNITY CARE PROVIDERS WITH ACCESS
6 STANDARDS.—(1) Subject to”;

7 (5) in subsection (e), as redesignated by para-
8 graph (3)—

9 (A) in paragraph (1)—

10 (i) by striking “(1) Consistent with”
11 and inserting “DETERMINATION REGARD-
12 ING ELIGIBILITY.—(1) Consistent with”;
13 and

14 (ii) by striking “designated access
15 standards established under this section”
16 and inserting “eligibility access standards
17 under subsection (a)”;

18 (B) in paragraph (2)(B), by striking “des-
19 igned access standards established under this
20 section” and inserting “eligibility access stand-
21 ards under subsection (a)”;

22 (6) in subsection (f), as redesignated by para-
23 graph (3)—

1 (A) in the matter preceding paragraph (1),
2 by striking “In this section” and inserting
3 “DEFINITIONS.—In this section”; and

4 (B) in paragraph (2)—

5 (i) by striking “covered veterans” and
6 inserting “covered veteran”; and

7 (ii) by striking “veterans described”
8 and inserting “a veteran described”.

9 (b) CONFORMING AMENDMENTS.—Section 1703(d)
10 of such title is amended—

11 (1) in paragraph (1)(D), by striking “des-
12 ignated access standards developed by the Secretary
13 under section 1703B of this title” and inserting “eli-
14 gibility access standards under section 1703B(a) of
15 this title”; and

16 (2) in paragraph (3), by striking “designated
17 access standards developed by the Secretary under
18 section 1703B of this title” and inserting “eligibility
19 access standards under section 1703B(a) of this
20 title”.

1 **SEC. 102. REQUIREMENT THAT SECRETARY NOTIFY VET-**
2 **ERANS OF ELIGIBILITY FOR CARE UNDER**
3 **VETERANS COMMUNITY CARE PROGRAM.**

4 Section 1703(a) of title 38, United States Code, is
5 amended by adding at the end the following new para-
6 graph:

7 “(5)(A) The Secretary shall notify each covered vet-
8 eran in writing of the eligibility of such veteran for care
9 or services under this section as soon as possible, but not
10 later than two business days, after the date on which the
11 Secretary is aware that the veteran is seeking care or serv-
12 ices and is eligible for such care or services under this
13 section.

14 “(B) With respect to each covered veteran eligible for
15 care or services under subsection (d), the Secretary shall
16 provide such veteran periodic reminders, as the Secretary
17 determines appropriate, of their ongoing eligibility under
18 such subsection.

19 “(C) Any notification or reminder under this para-
20 graph may be provided electronically.”.

1 **SEC. 103. CONSIDERATION UNDER VETERANS COMMUNITY**
2 **CARE PROGRAM OF VETERAN PREFERENCE**
3 **FOR CARE, CONTINUITY OF CARE, AND NEED**
4 **FOR CAREGIVER OR ATTENDANT.**

5 Section 1703(d)(2) of title 38, United States Code,
6 is amended by adding at the end the following new sub-
7 paragraphs:

8 “(F) The preference of the covered veteran for
9 where, when, and how to seek hospital care, medical
10 services, or extended care services.

11 “(G) Continuity of care.

12 “(H) Whether the covered veteran requests or
13 requires the assistance of a caregiver or attendant
14 when seeking hospital care, medical services, or ex-
15 tended care services.”.

16 **SEC. 104. NOTIFICATION OF DENIAL OF REQUEST FOR**
17 **CARE UNDER VETERANS COMMUNITY CARE**
18 **PROGRAM.**

19 Section 1703 of title 38, United States Code, is
20 amended—

21 (1) by redesignating subsection (o) as sub-
22 section (p); and

23 (2) by inserting after subsection (n) the fol-
24 lowing new subsection (o):

25 “(o) NOTIFICATION OF DENIAL OF REQUEST FOR
26 CARE AND HOW TO APPEAL.—(1) If a request by a vet-

1 eran for care or services under this section is denied, the
2 Secretary shall notify the veteran in writing as soon as
3 possible, but not later than two business days, after the
4 denial is made—

5 “(A) of the reason for the denial; and

6 “(B) with instructions on how to appeal such
7 denial using the clinical appeals process of the Vet-
8 erans Health Administration.

9 “(2) If a denial under paragraph (1) is due to not
10 meeting the eligibility access standards under section
11 1703B(a) of this title, notice under such paragraph shall
12 include an explanation for why the Secretary does not con-
13 sider the veteran to have met such standards.

14 “(3) Any notification under this subsection may be
15 provided electronically.”.

16 **SEC. 105. DISCUSSION OF TELEHEALTH OPTIONS UNDER**
17 **VETERANS COMMUNITY CARE PROGRAM.**

18 Section 1703 of title 38, United States Code, as
19 amended by section 104, is further amended—

20 (1) by redesignating subsection (p) as sub-
21 section (q); and

22 (2) by inserting after subsection (o) the fol-
23 lowing new subsection (p):

24 “(p) DISCUSSION OF OPTIONS FOR TELEHEALTH.—

25 When discussing options for care or services for a covered

1 veteran under this section, the Secretary shall ensure that
2 the veteran is informed of the ability of the veteran to
3 seek care or services via telehealth, either through a med-
4 ical facility of the Department or under this section, if
5 telehealth—

6 “(1) is available to the veteran;

7 “(2) is appropriate for the type of care or serv-
8 ices the veteran is seeking, as determined by the
9 Secretary; and

10 “(3) is acceptable to the veteran.”.

11 **SEC. 106. EXTENSION OF DEADLINE FOR SUBMITTAL OF**
12 **CLAIMS BY HEALTH CARE ENTITIES AND**
13 **PROVIDERS UNDER PROMPT PAYMENT**
14 **STANDARD.**

15 Section 1703D(b) of title 38, United States Code, is
16 amended by striking “180 days” and inserting “one year”.

17 **TITLE II—MENTAL HEALTH**
18 **TREATMENT PROGRAMS**

19 **SEC. 201. DEFINITIONS.**

20 In this title:

21 (1) **COVERED TREATMENT PROGRAM.**—The
22 term “covered treatment program”—

23 (A) means—

1 (i) a mental health residential reha-
2 bilitation treatment program of the De-
3 partment of Veterans Affairs; or

4 (ii) a program of the Department for
5 residential care for mental health and sub-
6 stance abuse disorders;

7 (B) includes—

8 (i) the programs designated as of the
9 date of the enactment of this Act as domi-
10 ciliary residential rehabilitation treatment
11 programs; and

12 (ii) any programs designated as domi-
13 ciliary residential rehabilitation treatment
14 programs on or after such date of enact-
15 ment; and

16 (C) does not include Compensated Work
17 Therapy Transition Residence programs of the
18 Department.

19 (2) COVERED VETERAN.—The term “covered
20 veteran” means a veteran described in section
21 1703(b) of title 38, United States Code.

22 (3) SOCIAL SUPPORT SYSTEMS.—The term “so-
23 cial support systems”, with respect to a covered vet-
24 eran—

25 (A) means—

1 (i) a member of the family of the cov-
2 ered veteran, including a parent, spouse,
3 child, step-family member, or extended
4 family member; or

5 (ii) an individual who lives with the
6 veteran but is not a member of the family
7 of the veteran; and

8 (B) does not include a facility-organized
9 peer support program.

10 (4) TREATMENT TRACK.—The term “treatment
11 track” means a specialized treatment program that
12 is provided to a subset of covered veterans in a cov-
13 ered treatment program who receive the same or
14 similar intensive treatment and rehabilitative serv-
15 ices.

16 **SEC. 202. STANDARDIZED PROCESS TO DETERMINE ELIGI-**
17 **BILITY OF COVERED VETERANS FOR PAR-**
18 **TICIPATION IN CERTAIN MENTAL HEALTH**
19 **TREATMENT PROGRAMS.**

20 (a) STANDARDIZED SCREENING PROCESS.—Not
21 later than one year after the date of the enactment of this
22 Act, the Secretary of Veterans Affairs shall establish a
23 standardized screening process to determine, based on
24 clinical need, whether a covered veteran satisfies criteria

1 for priority or routine admission to a covered treatment
2 program.

3 (b) ELIGIBILITY CRITERIA FOR PRIORITY ADMIS-
4 SION.—

5 (1) IN GENERAL.—Under the standardized
6 screening process required by subsection (a), a cov-
7 ered veteran shall be eligible for priority admission
8 to a covered treatment program if the covered vet-
9 eran meets criteria established by the Secretary that
10 include any of the following:

11 (A) Symptoms that—

12 (i) significantly affect activities of
13 daily life; and

14 (ii) increase the risk of such veteran
15 for adverse outcomes.

16 (B) An unsafe living situation.

17 (C) A high-risk flag for suicide.

18 (D) A determination of being a high risk
19 for suicide.

20 (E) Risk factors for overdose.

21 (F) Non-responsive, relapsed, or unable to
22 find recovery from one other course of treat-
23 ment, such as outpatient or intensive outpatient
24 treatment.

1 (G) Such other criteria as the Secretary
2 determines appropriate.

3 (2) CONSIDERATION.—In making a determina-
4 tion that a covered veteran meets criteria established
5 by the Secretary under paragraph (1) for priority
6 admission to a covered treatment program, the Sec-
7 retary shall consider any referral of a health care
8 provider of a covered veteran.

9 (c) TIME FOR SCREENING AND ADMISSION.—Under
10 the standardized screening process required by subsection
11 (a), the Secretary shall ensure a covered veteran—

12 (1) is screened not later than 48 hours after the
13 date on which the covered veteran, or a relevant
14 health care provider, makes a request for the cov-
15 ered veteran to be admitted to a covered treatment
16 program;

17 (2) if determined eligible for priority admission
18 to a covered treatment program, is admitted to such
19 covered treatment program not later than 48 hours
20 after the date of such determination; and

21 (3) is screened at an appropriate time for po-
22 tential mild, moderate, or severe traumatic brain in-
23 jury.

1 (d) CONSIDERATIONS.—In making placement deci-
2 sions in a covered treatment program for veterans who
3 meet criteria for priority admission, the Secretary shall—

4 (1) consider the input of the covered veteran
5 with respect to the—

6 (A) program specialty, subtype, and treat-
7 ment track offered to the covered veteran; and

8 (B) geographic placement of the covered
9 veteran; and

10 (2) maximize the proximity of the covered vet-
11 eran to social support systems.

12 (e) CONDITIONS UNDER WHICH CARE SHALL BE
13 FURNISHED THROUGH NON-DEPARTMENT PROVIDERS.—

14 (1) PRIORITY ADMISSION.—If the Secretary de-
15 termines a covered veteran is eligible for priority ad-
16 mission to a covered treatment program pursuant to
17 the standardized screening process required by sub-
18 section (a) and the Secretary is unable to admit
19 such covered veteran to a covered treatment pro-
20 gram at a facility of the Department of Veterans Af-
21 fairs in a manner that complies with the require-
22 ments under subsections (c) and (d), the Secretary
23 shall offer the covered veteran the option to receive
24 care at a non-Department facility that—

1 (A) can admit the covered veteran within
2 the period required by subsection (c);

3 (B) is party to a contract or agreement
4 with the Department or enters into such a con-
5 tract or agreement under which the Department
6 furnishes a program that is equivalent to a cov-
7 ered treatment program to a veteran through
8 such non-Department facility;

9 (C) is licensed by a State; and

10 (D) is accredited by the Commission on
11 Accreditation of Rehabilitation Facilities or the
12 Joint Commission.

13 (2) ROUTINE ADMISSION.—If the Secretary de-
14 termines a covered veteran is eligible for routine ad-
15 mission to a covered treatment program pursuant to
16 the standardized screening process required by sub-
17 section (a) and the Secretary is unable to admit
18 such covered veteran to a covered treatment pro-
19 gram at a facility of the Department of Veterans Af-
20 fairs in a manner that complies with the access
21 standards for mental health care established pursu-
22 ant to section 1703B of title 38, United States
23 Code, the Secretary shall offer the covered veteran
24 the option to receive care at a non-Department facil-
25 ity that—

1 (A) is party to a contract or agreement
2 with the Department or enters into such a con-
3 tract or agreement under which the Department
4 furnishes a program that is equivalent to a cov-
5 ered treatment program to a veteran through
6 such non-Department facility;

7 (B) is licensed by a State; and

8 (C) is accredited by the Commission on Ac-
9 creditation of Rehabilitation Facilities or the
10 Joint Commission.

11 (3) RULE OF CONSTRUCTION.—This subsection
12 shall not be construed to affect a covered veteran in
13 a covered treatment program pursuant to a deter-
14 mination made on or before the date of the enact-
15 ment of this Act.

16 **SEC. 203. IMPROVEMENTS TO DEPARTMENT OF VETERANS**
17 **AFFAIRS MENTAL HEALTH RESIDENTIAL RE-**
18 **HABILITATION TREATMENT PROGRAM.**

19 (a) PERFORMANCE METRICS.—

20 (1) IN GENERAL.—The Secretary of Veterans
21 Affairs shall develop metrics to track, and shall sub-
22 sequently track, the performance of medical facilities
23 and Veterans Integrated Service Networks of the
24 Department of Veterans Affairs in meeting the re-
25 quirements for—

1 (A) screening, under section 202, for a
2 covered treatment program; and

3 (B) timely admission to a covered treat-
4 ment program under such screening.

5 (2) ELEMENTS.—The metrics developed under
6 paragraph (1) shall include metrics for tracking the
7 performance of medical facilities and Veterans Inte-
8 grated Service Networks with respect to routine and
9 priority admission under a covered treatment pro-
10 gram.

11 (b) OVERSIGHT.—The Secretary shall develop a proc-
12 ess for systematically assessing the quality of care deliv-
13 ered by Department and non-Department providers treat-
14 ing covered veterans under this section, which shall in-
15 clude assessments of—

16 (1) the extent to which the provider is deliv-
17 ering evidence-based treatments to covered veterans;

18 (2) clinical outcomes for covered veterans;

19 (3) the ratio of licensed independent practi-
20 tioners per resident;

21 (4) the rate of completion of training on mili-
22 tary cultural competence by licensed independent
23 practitioners; and

24 (5) potentially wasteful, fraudulent, or inappro-
25 priate referral or billing practices.

1 (c) PLACEMENT; TRANSPORTATION.—

2 (1) LOCATIONS.—If the Secretary determines
3 that a covered veteran is in need of residential care
4 under a covered treatment program, the Secretary
5 shall provide to the covered veteran a list of loca-
6 tions at which such covered veteran can receive such
7 residential care that meets—

8 (A) the standards for screening under sec-
9 tion 202; and

10 (B) the care needs of the covered veteran,
11 including applicable treatment tracks.

12 (2) TRANSPORTATION COVERAGE.—The Sec-
13 retary shall provide transportation or pay for or re-
14 imburse the costs of transportation for any covered
15 veteran who is admitted into a covered treatment
16 program and needs transportation assistance—

17 (A) from the residence of the covered vet-
18 eran or a facility of the Department or author-
19 ized non-Department facility that does not pro-
20 vide such care to another such facility that pro-
21 vides residential care covered under a covered
22 treatment program; and

23 (B) back to the residence of the covered
24 veteran after the conclusion of a covered treat-
25 ment program, if applicable.

1 (d) APPEALS.—

2 (1) IN GENERAL.—The Secretary shall develop
3 a national policy and associated procedures under
4 which a covered veteran, a representative of a cov-
5 ered veteran, or a provider who requests a covered
6 veteran be admitted to a covered treatment program,
7 including a provider of the Department or a non-De-
8 partment provider, may file a clinical appeal pursu-
9 ant to this subsection if the covered veteran is—

10 (A) denied admission into a covered treat-
11 ment program; or

12 (B) accepted into a covered treatment pro-
13 gram but is not offered bed placement in a
14 timely manner.

15 (2) TIMELINESS STANDARDS FOR REVIEW.—

16 (A) IN GENERAL.—The national policy and
17 procedures developed under paragraph (1) for
18 appeals described in such paragraph shall in-
19 clude timeliness standards for the Department
20 to review and make a decision on such an ap-
21 peal.

22 (B) DECISION.—The Secretary shall re-
23 view and respond to any appeal under para-
24 graph (1) not later than 72 hours after the Sec-
25 retary receives such appeal.

1 (3) PUBLIC GUIDANCE.—The Secretary shall
2 develop, and make available to the public, guidance
3 on how a covered veteran, a representative of the
4 covered veteran, or a provider of the covered veteran
5 can file a clinical appeal pursuant to this sub-
6 section—

7 (A) if the covered veteran is denied admis-
8 sion into a covered treatment program;

9 (B) if the first date on which the covered
10 veteran may enter a covered treatment program
11 does not comply with the standards established
12 by the Department under section 1703B of title
13 38, United States Code, for purposes of deter-
14 mining eligibility for mental health care under
15 subsections (d) and (e) of section 1703 of such
16 title; or

17 (C) with respect to such other factors as
18 the Secretary may specify.

19 (4) RULE OF CONSTRUCTION.—Nothing in this
20 subsection may be construed as granting a covered
21 veteran the right to appeal a decision of the Sec-
22 retary with respect to admission to a covered treat-
23 ment program to the Board of Veterans' Appeals
24 under chapter 71 of title 38, United States Code.

25 (e) TRACKING OF AVAILABILITY AND WAIT TIMES.—

1 (1) IN GENERAL.—The Secretary shall, to the
2 extent practicable, create a method for tracking
3 availability and wait times under a covered treat-
4 ment program across all facilities of the Depart-
5 ment, Veterans Integrated Service Networks of the
6 Department, and non-Department providers
7 throughout the United States.

8 (2) AVAILABILITY OF INFORMATION.—The Sec-
9 retary shall, to the extent practicable, make the in-
10 formation tracked under paragraph (1) available in
11 real time to—

12 (A) the mental health treatment coordina-
13 tors at each facility of the Department;

14 (B) the leadership of each medical center
15 of the Department;

16 (C) the leadership of each Veterans Inte-
17 grated Service Network; and

18 (D) the Office of the Under Secretary for
19 Health of the Department.

20 (f) TRAINING AND OVERSIGHT.—

21 (1) TRAINING.—

22 (A) IN GENERAL.—The Secretary shall up-
23 date and implement training for staff of the
24 Department directly involved in a covered treat-
25 ment program regarding referrals, screening,

1 admission, placement decisions, and appeals for
2 such program, including all changes to proc-
3 esses and guidance under such program re-
4 quired by this section and section 202.

5 (B) COVERED VETERANS AWAITING ADMIS-
6 SION.—The training under subparagraph (A)
7 shall include procedures for the care of covered
8 veterans awaiting admission into a covered
9 treatment program and communication with
10 such covered veterans and the providers of such
11 covered veterans.

12 (C) TIMING OF TRAINING.—

13 (i) IN GENERAL.—The Secretary shall
14 require the training under subparagraph
15 (A) to be completed by staff required to
16 complete such training—

17 (I) not later than 60 days after
18 beginning employment at the Depart-
19 ment in a position that includes work
20 directly involving a covered treatment
21 program; and

22 (II) not less frequently than an-
23 nually.

24 (ii) TRACKING.—The Secretary shall
25 track completion of training required

1 under clause (i) by staff required to com-
2 plete such training.

3 (2) OVERSIGHT STANDARDS.—The Secretary
4 shall review and revise oversight standards for the
5 leadership of the Veterans Integrated Service Net-
6 works and the Veterans Health Administration to
7 ensure that facilities and staff of the Department
8 are adhering to the policy on access to care of each
9 covered treatment program.

10 (g) CARE COORDINATION AND FOLLOW-UP CARE.—

11 (1) CONTINUITY OF CARE.—The Secretary shall
12 ensure each covered veteran who is screened for ad-
13 mission to a covered treatment program is offered,
14 and provided if agreed upon, care options during the
15 period between screening of the covered veteran and
16 admission of the covered veteran to such program to
17 ensure the covered veteran does not experience any
18 lapse in care.

19 (2) CARE COORDINATION FOR SUBSTANCE USE
20 DISORDER.—For a covered veteran being treated for
21 substance use disorder, the Secretary shall—

22 (A) ensure there is a care plan in place
23 during the period between any detoxification
24 services or inpatient care received by the cov-

1 ered veteran and admission of the covered vet-
2 eran to a covered treatment program; and

3 (B) communicate that care plan to the cov-
4 ered veteran, the primary care provider of the
5 covered veteran, and the facility where the cov-
6 ered veteran is or will be residing under such
7 program.

8 (3) CARE PLANNING PRIOR TO DISCHARGE.—

9 (A) IN GENERAL.—The Secretary, in con-
10 sultation with the covered veteran and the
11 treating providers of the covered veteran in a
12 covered treatment program, shall ensure the
13 completion of a care plan prior to the covered
14 veteran being discharged from such program.

15 (B) MATTERS TO BE INCLUDED.—The
16 care plan required under subparagraph (A) for
17 a covered veteran shall include details on the
18 course of treatment for the covered veteran fol-
19 lowing completion of treatment under the cov-
20 ered treatment program, including any nec-
21 essary follow-up care.

22 (C) SHARING OF CARE PLAN.—The care
23 plan required under subparagraph (A) shall be
24 shared with the covered veteran, the primary
25 care provider of the covered veteran, and any

1 other providers with which the covered veteran
2 consents to sharing the plan.

3 (D) DISCHARGE FROM NON-DEPARTMENT
4 FACILITY.—Upon discharge of a covered vet-
5 eran under a covered treatment program from
6 a non-Department facility, the facility shall
7 share with the Department all care records
8 maintained by the facility with respect to the
9 covered veteran and shall work in consultation
10 with the Department on the care plan of the
11 covered veteran required under subparagraph
12 (A).

13 (h) REPORTS TO CONGRESS.—

14 (1) REPORT ON MODIFICATIONS TO PRO-
15 GRAMS.—

16 (A) IN GENERAL.—Not later than two
17 years after the date of the enactment of this
18 Act, the Secretary shall submit to the Com-
19 mittee on Veterans' Affairs of the Senate and
20 the Committee on Veterans' Affairs of the
21 House of Representatives a report on modifica-
22 tions made to the guidance, operation, and
23 oversight of covered treatment programs to ful-
24 fill the requirements of this section.

1 (B) ELEMENTS.—The report required by
2 subparagraph (A) shall include—

3 (i) an assessment of whether costs of
4 covered treatment programs, including for
5 residential care provided through facilities
6 of the Department and non-Department
7 facilities, serve as a disincentive to place-
8 ment in the such a program;

9 (ii) a description of actions taken by
10 the Department to address the findings
11 and recommendations by the Secretary
12 contained in the report under section
13 503(c) of the STRONG Veterans Act of
14 2022 (division V of Public Law 117–328;
15 136 Stat. 5515), including—

16 (I) such actions with respect to—

17 (aa) any new locations
18 added for covered treatment pro-
19 grams;

20 (bb) any beds added at ex-
21 isting facilities of such programs;
22 and

23 (cc) any additional treat-
24 ment tracks or sex-specific pro-

1 grams created or added at facili-
2 ties of the Department; and

3 (II) a breakdown of the number
4 and percentage of covered veterans
5 who are determined eligible for pri-
6 ority placement into a covered treat-
7 ment program and the number and
8 percentage of covered veterans who
9 are determined eligible for routine
10 placement into a covered treatment
11 program; and

12 (iii) such recommendations as the
13 Secretary may have for legislative or ad-
14 ministrative action to address any funding
15 constraints or disincentives for use of a
16 covered treatment program.

17 (2) ANNUAL REPORT ON OPERATION OF PRO-
18 GRAMS.—

19 (A) IN GENERAL.—Not later than one year
20 after the submission of the report under para-
21 graph (1), and not less frequently than annu-
22 ally thereafter during the period in which a cov-
23 ered treatment program is carried out, the Sec-
24 retary shall submit to the Committee on Vet-
25 erans' Affairs of the Senate and the Committee

1 on Veterans' Affairs of the House of Represent-
2 atives a report on the operation of such pro-
3 grams.

4 (B) ELEMENTS.—Subject to subparagraph
5 (C), each report required by subparagraph (A)
6 shall include the following:

7 (i) The number of covered veterans
8 served by a covered treatment program,
9 disaggregated by—

10 (I) Veterans Integrated Service
11 Network in which the covered veteran
12 receives care;

13 (II) facility, including facilities of
14 the Department and non-Department
15 facilities, at which the covered veteran
16 receives care;

17 (III) type of residential rehabili-
18 tation treatment care received by the
19 covered veteran under such program;

20 (IV) sex of the covered veteran;
21 and

22 (V) race or ethnicity of the cov-
23 ered veteran.

- 1 (ii) Wait times under a covered treat-
2 ment program for the most recent year
3 data is available, disaggregated by—
- 4 (I) treatment track or specificity
5 of residential rehabilitation treatment
6 care sought by the covered veteran;
 - 7 (II) sex of the covered veteran;
 - 8 (III) State or territory in which
9 the covered veteran is located;
 - 10 (IV) Veterans Integrated Service
11 Network in which the covered veteran
12 is located; and
 - 13 (V) facility of the Department at
14 which the covered veteran seeks care.
- 15 (iii) A list of all locations of a covered
16 treatment program and number of bed
17 spaces at each such location, disaggregated
18 by residential rehabilitation treatment care
19 or treatment track provided under such
20 program at such location.
- 21 (iv) A list of any new locations of cov-
22 ered treatment programs added or removed
23 and any bed spaces added or removed dur-
24 ing the one-year period preceding the date
25 of the report.

1 (v) Average cost of a stay under a
2 covered treatment program, including total
3 stay average and daily average, at facilities
4 of the Department compared to non-De-
5 partment facilities.

6 (vi) A review of staffing needs and
7 gaps with respect to covered treatment
8 programs.

9 (vii) Any recommendations for
10 changes to the operation of covered treat-
11 ment programs, including any policy
12 changes, guidance changes, training
13 changes, or other changes.

14 (C) ANONYMITY.—To ensure that the data
15 provided under this paragraph, or some portion
16 of that data, will not undermine the anonymity
17 of a veteran, the Secretary shall provide such
18 data pursuant to applicable Federal law and in
19 a manner that is wholly consistent with applica-
20 ble Federal privacy and confidentiality laws, in-
21 cluding—

22 (i) section 552a of title 5, United
23 States Code (commonly known as the “Pri-
24 vacy Act of 1974”);

1 (ii) the Health Insurance Portability
2 and Accountability Act of 1996 (Public
3 Law 104–191);

4 (iii) parts 160 and 164 of title 45,
5 Code of Federal Regulations, or successor
6 regulations; and

7 (iv) sections 5701, 5705, and 7332 of
8 title 38, United States Code.

9 (i) REVISION OF GUIDANCE.—The Secretary shall
10 update the guidance of the Department on the operation
11 of covered treatment programs to reflect each of the re-
12 quirements under subsections (b) through (h).

13 (j) DEADLINE.—The Secretary shall carry out each
14 requirement under this section by not later than one year
15 after the date of the enactment of this Act, unless other-
16 wise specified.

17 (k) COMPTROLLER GENERAL REVIEW.—

18 (1) IN GENERAL.—Not later than two years
19 after the date of the enactment of this Act, the
20 Comptroller General of the United States shall re-
21 view access to care under a covered treatment pro-
22 gram for covered veterans in need of residential
23 mental health care and substance use disorder care.

24 (2) ELEMENTS.—The review required by para-
25 graph (1) shall include the following:

1 (A) A review of wait times under a covered
2 treatment program, disaggregated by—

3 (i) treatment track or specificity of
4 residential rehabilitation treatment care
5 needed;

6 (ii) sex of the covered veteran;

7 (iii) home State of the covered vet-
8 eran;

9 (iv) home Veterans Integrated Service
10 Network of the covered veteran; and

11 (v) wait times for—

12 (I) facilities of the Department;

13 and

14 (II) non-Department facilities.

15 (B) A review of policy and training of the
16 Department on screening, admission, and place-
17 ment under a covered treatment program.

18 (C) A review of the rights of covered vet-
19 erans and providers to appeal admission deci-
20 sions under a covered treatment program and
21 how the Department adjudicates appeals.

22 (D) When determining the facility at which
23 a covered veteran admitted to a covered treat-
24 ment program will be placed in such program,

1 a review of how the input of the covered veteran
2 is taken into consideration with respect to—

3 (i) program specialty, subtype, or
4 treatment track offered to the covered vet-
5 eran; and

6 (ii) the geographic placement of the
7 covered veteran, including family- or occu-
8 pation-related preferences or cir-
9 cumstances.

10 (E) A review of staffing and staffing needs
11 and gaps of covered treatment programs, in-
12 cluding with respect to—

13 (i) mental health providers and coor-
14 dinators at the facility level;

15 (ii) staff of facilities of such pro-
16 grams;

17 (iii) staff of Veterans Integrated Serv-
18 ice Networks; and

19 (iv) overall administration of such
20 programs at the national level.

21 (F) Recommendations for improvement of
22 access by covered veterans to care under a cov-
23 ered treatment program, including with respect
24 to—

- 1 (i) any new sites or types of programs
2 needed or in development;
3 (ii) changes in training or policy;
4 (iii) changes in communications with
5 covered veterans; and
6 (iv) oversight of covered treatment
7 programs by the Department.

8 **TITLE III—OTHER HEALTH CARE**
9 **MATTERS**

10 **SEC. 301. PLAN ON ESTABLISHMENT OF INTERACTIVE, ON-**
11 **LINE SELF-SERVICE MODULE FOR CARE.**

12 (a) IN GENERAL.—The Secretary of Veterans Af-
13 fairs, working with Third Party Administrators and acting
14 through the Center for Innovation for Care and Payment
15 of the Department of Veterans Affairs under section
16 1703E of title 38, United States Code, shall develop and
17 implement a plan to establish an interactive, online self-
18 service module—

19 (1) to allow veterans to request appointments,
20 track referrals for health care under the laws admin-
21 istered by the Secretary, whether at a facility of the
22 Department or through a non-Department provider,
23 and receive appointment reminders;

24 (2) to allow veterans to appeal and track deci-
25 sions relating to—

1 (A) denials of requests for care or services
2 under section 1703 of title 38, United States
3 Code; or

4 (B) denials of requests for care or services
5 at facilities of the Department, including under
6 section 1710 of such title; and

7 (3) to implement such other matters as deter-
8 mined appropriate by the Secretary in consultation
9 with Third Party Administrators.

10 (b) SUBMITTAL OF PLAN.—

11 (1) INITIAL PLAN.—Not later than 180 days
12 after the date of the enactment of this Act, the Sec-
13 retary shall submit to the Committee on Veterans'
14 Affairs of the Senate and the Committee on Vet-
15 erans' Affairs of the House of Representatives the
16 plan developed under subsection (a).

17 (2) QUARTERLY UPDATE.—Not less frequently
18 than quarterly following the submittal of the plan
19 under paragraph (1) and for two years thereafter,
20 the Secretary shall submit to the Committee on Vet-
21 erans' Affairs of the Senate and the Committee on
22 Veterans' Affairs of the House of Representatives a
23 report containing any updates on the implementa-
24 tion of such plan.

1 (c) RULE OF CONSTRUCTION.—This section shall not
2 be construed to be a pilot program subject to the require-
3 ments of section 1703E of title 38, United States Code.

4 (d) THIRD PARTY ADMINISTRATOR DEFINED.—In
5 this section, the term “Third Party Administrator” means
6 an entity that manages a provider network and performs
7 administrative services related to such network under sec-
8 tion 1703 of title 38, United States Code.

9 **SEC. 302. MODIFICATION OF REQUIREMENTS FOR CENTER**
10 **FOR INNOVATION FOR CARE AND PAYMENT**
11 **OF THE DEPARTMENT OF VETERANS AF-**
12 **FAIRS AND REQUIREMENT FOR PILOT PRO-**
13 **GRAM.**

14 (a) IN GENERAL.—Section 1703E of title 38, United
15 States Code, is amended—

16 (1) in subsection (a)—

17 (A) in paragraph (1), by striking “within
18 the Department” and inserting “within the Of-
19 fice of the Secretary”;

20 (B) in paragraph (2), by striking “may”
21 and inserting “shall”; and

22 (C) in paragraph (3)—

23 (i) in subparagraph (A), by striking “;
24 and” and inserting a semicolon;

1 (ii) in subparagraph (B), by striking
2 the period at the end and inserting “; or”;
3 and

4 (iii) by adding at the end the fol-
5 lowing new subparagraph:

6 “(C) increase productivity, efficiency, and mod-
7 ernization throughout the Department.”;

8 (2) by striking subsection (d) and inserting the
9 following new subsection (d):

10 “(d) BUDGETARY LINE ITEM.—The Secretary shall
11 include in the budget justification materials submitted to
12 Congress in support of the budget of the Department of
13 Veterans Affairs for a fiscal year (as submitted with the
14 budget of the President under section 1105(a) of title 31)
15 specific identification, as a budgetary line item, of the
16 amounts required to carry out this section.”;

17 (3) in subsection (f)—

18 (A) in paragraph (1), by striking “in sub-
19 chapters I, II, and III of this chapter” and in-
20 serting “of this title, of title 38, Code of Fed-
21 eral Regulations, and of any handbooks, direc-
22 tives, or policy documents of the Department”;
23 and

24 (B) in paragraph (2), in the matter pre-
25 ceding subparagraph (A), by striking “waiving

1 any authority” and inserting “waiving any pro-
2 vision of this title”;

3 (4) in subsection (g)(1), by inserting “fewer
4 than three or” before “more than 10”;

5 (5) in subsection (i)—

6 (A) in paragraph (1), by striking “the
7 Under Secretary for Health and the Special
8 Medical Advisory Group established pursuant to
9 section 7312 of this title” and inserting “the
10 Under Secretary for Health, the Special Med-
11 ical Advisory Group established pursuant to
12 section 7312 of this title, the Office of Inte-
13 grated Veteran Care (or successor office), the
14 Office of Finance (or successor office), the Vet-
15 eran Experience Office (or successor office), the
16 Office of Enterprise Integration (or successor
17 office), and the Office of Information and Tech-
18 nology (or successor office)”; and

19 (B) in paragraph (2), by striking “rep-
20 resentatives of relevant Federal agencies, and
21 clinical and analytical experts with expertise in
22 medicine and health care management” and in-
23 serting “representatives of relevant Federal
24 agencies, nonprofit organizations, and other
25 public and private sector entities, including

1 those with clinical and analytical experts with
2 expertise in medicine and health care manage-
3 ment”); and

4 (6) by adding at the end the following new sub-
5 section:

6 “(k) REPORT ON ACTIVITIES OF CENTER FOR INNO-
7 VATION FOR CARE AND PAYMENT.—Not less frequently
8 than annually, the Secretary shall submit to Congress a
9 report that contains, for the one-year period preceding the
10 date of the report—

11 “(1) a full accounting of the activities, staff,
12 budget, and other resources and efforts of the Cen-
13 ter; and

14 “(2) an assessment of the outcomes of the ef-
15 forts of the Center.”.

16 (b) COMPTROLLER GENERAL REPORT.—Not later
17 than 18 months after the date of the enactment of this
18 Act, the Comptroller General of the United States shall
19 submit to Congress a report—

20 (1) on the efforts of the Center for Innovation
21 for Care and Payment of the Department of Vet-
22 erans Affairs in fulfilling the objectives and require-
23 ments under section 1703E of title 38, United
24 States Code, as amended by subsection (a); and

1 (2) containing such recommendations as the
2 Comptroller General considers appropriate.

3 (c) PILOT PROGRAM.—

4 (1) IN GENERAL.—Not later than one year
5 after the date of the enactment of this Act, the Cen-
6 ter for Innovation for Care and Payment of the De-
7 partment of Veterans Affairs under section 1703E
8 of title 38, United States Code, shall establish a
9 three-year pilot program in not fewer than five loca-
10 tions to allow veterans enrolled in the system of an-
11 nual patient enrollment of the Department estab-
12 lished and operated under section 1705(a) of such
13 title to access outpatient mental health and sub-
14 stance use services through health care providers
15 specified under section 1703(c) of such title without
16 referral or pre-authorization.

17 (2) PRIORITY.—In selecting sites for the pilot
18 program under paragraph (1), the Secretary shall
19 prioritize sites in the following areas:

20 (A) Areas with varying degrees of urban-
21 ization, including urban, rural, and highly rural
22 areas.

23 (B) Areas with high rates of suicide among
24 veterans.

1 (C) Areas with high rates of overdose
2 deaths among veterans.

3 (D) Areas with high rates of calls to the
4 Veterans Crisis Line.

5 (E) Areas with long wait times for mental
6 health and substance use services at facilities of
7 the Department.

8 (F) Areas with outpatient mental health
9 and substance use programs that utilize a
10 value-based care model, to the extent prac-
11 ticable.

12 (3) ELEMENTS.—The Secretary, in imple-
13 menting the pilot program under paragraph (1),
14 shall ensure the Department has a care coordination
15 system in place that includes—

16 (A) knowledge sharing, including the time-
17 ly exchange of medical documentation;

18 (B) assistance with transitions of care, in-
19 cluding the potential need for inpatient or resi-
20 dential psychiatric services, substance use de-
21 toxification services, post-detoxification step-
22 down services, and residential rehabilitation
23 programs;

24 (C) continuous assessment of patient needs
25 and goals; and

1 (D) creating personalized, proactive care
2 plans.

3 (4) OVERSIGHT AND OUTCOMES.—The Sec-
4 retary shall develop appropriate metrics and meas-
5 ures—

6 (A) to track and oversee sites at which the
7 pilot program under paragraph (1) is carried
8 out;

9 (B) to monitor patient safety and out-
10 comes under the pilot program; and

11 (C) to assess and mitigate any barriers to
12 extending the pilot program across the entire
13 Veterans Health Administration.

14 (5) ANNUAL REPORT.—

15 (A) IN GENERAL.—Not later than one year
16 after the commencement of the pilot program
17 under paragraph (1), and not less frequently
18 than annually thereafter during the duration of
19 the pilot program, the Secretary shall submit to
20 the Committee on Veterans' Affairs of the Sen-
21 ate and Committee on Veterans' Affairs of the
22 House of Representatives a report on the pilot
23 program, which shall include the following:

24 (i) The number of unique veterans
25 who participated in the pilot program.

1 (ii) The number of health care pro-
2 viders who participated in the pilot pro-
3 gram.

4 (iii) An assessment of the effective-
5 ness of the pilot program in increasing ac-
6 cess to, and improving outcomes for, men-
7 tal health and substance use treatment
8 services.

9 (iv) The cost of the pilot program.

10 (v) Such other matters as the Sec-
11 retary considers appropriate.

12 (B) FINAL REPORT.—The Secretary shall
13 include in the final report submitted under sub-
14 paragraph (A), in addition to the requirements
15 under such subparagraph, the assessment by
16 the Secretary of the feasibility and advisability
17 of extending the pilot program across the entire
18 Veterans Health Administration, including a
19 plan, timeline, and required resources for such
20 an extension.

21 (6) VETERANS CRISIS LINE DEFINED.—In this
22 subsection, the term “Veterans Crisis Line” means
23 the toll-free hotline for veterans established under
24 section 1720F(h) of title 38, United States Code.

1 **SEC. 303. REPORTS.**

2 (a) REPORT ON IMPROVEMENTS TO CLINICAL AP-
3 PEALS PROCESS.—Not later than one year after the date
4 of the enactment of this Act, and not less frequently than
5 once every three years thereafter, the Secretary of Vet-
6 erans Affairs, in consultation with veterans service organi-
7 zations, veterans, caregivers of veterans, employees of the
8 Department of Veterans Affairs, and other stakeholders
9 as determined by the Secretary, shall submit to the Com-
10 mittee on Veterans' Affairs of the Senate and Committee
11 on Veterans' Affairs of the House of Representatives a
12 report containing recommendations for legislative or ad-
13 ministrative action to improve the clinical appeals process
14 of the Department with respect to timeliness, trans-
15 parency, objectivity, consistency, and fairness.

16 (b) REPORT ON REQUIRED CARE AND SERVICES
17 UNDER COMMUNITY CARE PROGRAM.—Not later than
18 one year after the date of the enactment of this Act, and
19 not less frequently than annually thereafter, the Secretary
20 shall submit to the Committee on Veterans' Affairs of the
21 Senate and Committee on Veterans' Affairs of the House
22 of Representatives a report that contains, for the one-year
23 period preceding the date of the report, the following:

24 (1) The number of veterans eligible for care or
25 services under section 1703 of title 38, United
26 States Code, and the reasons for such eligibility, in-

1 including multiple such reasons for veterans eligible
2 under more than one eligibility criteria.

3 (2) The number of veterans who opt to seek
4 care or services under such section.

5 (3) The number of veterans who do not opt to
6 seek care or services under such section.

7 (4) An assessment of the timeliness of referrals
8 for care or services under such section.

9 (5) The number of times a veteran did not
10 show for an appointment for care or services under
11 such section.

12 (6) The number of requests for an appeal of a
13 denial of care or services under such section using
14 the clinical appeals process of the Veterans Health
15 Administration.

16 (7) The timeliness of each such appeal.

17 (8) The outcome of each such appeal.

18 (c) VETERANS SERVICE ORGANIZATION DEFINED.—

19 In this section, the term “veterans service organization”
20 means any organization recognized by the Secretary under
21 section 5902 of title 38, United States Code.