

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 3800  
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 “Chronic Disease Flexi-  
3 ble Coverage Act”.

**4 SEC. 2. SERVICES AND ITEMS FOR CHRONIC CONDITIONS**

**5                   TREATED AS PREVENTIVE CARE.**

6       (a) IN GENERAL.—The additional preventive care  
7 services and items for chronic conditions that may be  
8 treated as preventive care for purposes of section  
9 223(e)(2)(C) of the Internal Revenue Code of 1986 as set  
10 forth in IRS Notice 2019-45 shall have the same force  
11 and effect as if included in the enactment of this Act.

12       (b) NO INFERENCE.—To the extent not inconsistent  
13 with this section, no inference shall be made from such  
14 subsection with respect to such other rules or guidance  
15 as the Secretary has provided, or may provide, with re-  
16 spect to preventive services for purposes of section  
17 223(e)(2)(C) of such Code.

